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NEW HAMPSHIRE GENERAL COURT



JOURNAL of the HOUSE OF REPRESENTATIVES 1975-1976 Special Session December 1, 1975 to June 10, 1976

GEORGE B. ROBERTS, JR.
SPEAKER

JAMES A. CHANDLER
CLERK

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STATE OF NEW HAMPSHIRE

Special Session of 1975-76

HOUSE
JOURNAL*Wednesday, 1 Dec 75*

The House met at 12:30 o'clock.

CALL OF THE SESSION

WHEREAS, the 1975 regular session of the General Court enacted into law Chapter 349 which mandates compulsory mental health coverage in certain health insurance policies written in this State and,

WHEREAS, it is the opinion of the Governor and Council based upon communications with many citizens of our State that one of the unforeseen results of this mandate will be severe economic impact upon both employers and employees in our State and,

WHEREAS, it is the opinion of the Governor and Council that said economic impact may have a deleterious effect on the economy of our State and,

WHEREAS, the effective date of said Chapter 349 is January 1, 1975 and,

WHEREAS, it is the solemn judgment of the Governor and Executive Council that the serious effects of said legislation becoming effective should be fully explored by the members of the honorable General Court.

NOW THEREFORE, because we deem that the welfare of the State so requires, by the powers vested in the Governor and Executive Council under Part 2. Article 50 of our Constitution we hereby call the General Court into session on December 30, 1975 for the purpose of considering the effects of Chapter 349 of the Laws of 1975 and to take such action as in the wisdom of the General Court is deemed necessary to lessen the economic impact of said legislation.

Prayer was offered by House Chaplain Milton L. Smith, Sr.

Thank You dear God for the Gift of this season and for all seasons. We are reminded once again that You have chosen to come into the world the "people" way. You have come to earth In Jesus as tangible proof of Your love for all mankind. And yet, even as such glad phrases as "Merry Christmas", "Happy New Year", "Shalom" take on an emptiness with out some touchable, tangible offering of their meaning, so do our lives

ring of hollowness, when we dare forget we are born in Your image and called to witness to this truth with meaningful lives. Let the smallness of human self-centeredness give way to the birth of greatness and unselfish service with Your Divine Blessing in this hour. "You are the Potter, we are the clay." Mold us and make us in Your own way. May we seek Your guidance, with such a commitment, as we leave one year behind and enter a most significant year and time in the history of our State and Nation. In heartfelt sympathy we grieve with the families of Reps. Charles Cummings, Drake, Gauthier, Dunlap and Rousseau and ask You to bless them, in their time of loss and sorrow, with Love and peace. God Bless us, everyone. Amen!

Rep. Ainley, National president of the OWLS, led the Pledge of Allegiance.

RESIGNATIONS

Ferguson, Charles W., Jr. (r), Hillsborough District No.11
Gramling, David K. (d), Hillsborough District No. 16
Solomon, Jane A. (d&r), Hillsborough District No. 16

DEATHS

Dunlap, Ralph W. (r&d), Strafford District No. 14
Gauthier, Lorenzo P. (d), Hillsborough District No. 26
Rousseau, Omer A. (d&r), Sullivan District No. 14

COMMUNICATION

Mr. J. Milton Street, Clerk
House of Representatives

This is to notify you that the following took and subscribed to the oath of office for Representative to the General Court, before the Governor and Council:

July 9, 1975

Cheshire County District No. 12 (Keene—Ward 1)

William F. Lynch, Keene

October 2, 1975

Hillsborough County District No. 13 (Litchfield, Merrimack)

Nancy R. Gagnon, Merrimack

October 15, 1975

Rockingham County District No. 4 (Derry)

Kenneth H. Gould, Derry

November 13, 1975

Hillsborough County District No. 16 (Nashua—Ward 1)

Frederick J. Alter, Nashua

Jean R. Wallin, Nashua

Strafford County District No. 8 (Somersworth—Ward 3)

Shirley J. White, Somersworth

Sullivan County District No. 3 (Claremont—Ward 1)

Roland R. LaPointe, Claremont

December 10, 1975

Hillsborough County District No. 36 (Manchester—Ward 12)

Roland D. Martineau, Manchester

Robert L. Stark
Secretary of State

COMMITTEE ASSIGNMENTS

Rep. Alter to Health and Welfare.
Rep. Martineau to Statutory Revision.
Rep. William Lynch to Health and Welfare.
Rep. Wallin to Ways and Means.
Rep. LaPointe to Education.
Rep. Nancy Gagnon to State Institutions.
Rep. Gould to Labor, Human Resources and Rehabilitation.
Rep. White to Constitutional Revision.

COMMITTEE CHANGES

Rep. Ackerson off Health and Welfare.
Rep. Clyde Eaton off Statutory Revision.

INTRODUCTION OF GUESTS

Bruce Rossley, Constitutional Convention Delegate and guest of Rep. Splaine; Mrs. Edwina Winslow and Mrs. Peggy Rossley, guests of Rep. Cynthia Clark; Mr. and Mrs. Jacques Henrot of France, guests of Rep. Hoar.

LEAVES OF ABSENCE

Reps. Ryan, Wolfsen, Schwaner, Cobleigh and Favreau, the day, illness.
Rep. Noble, the day, illness in the family.
Rep. Daniel Healy, the day, out of state.
Reps. D'Amante, Howard and Maynard, indefinite, illness.

CALL OF THE ROLL

BELKNAP COUNTY

Dist. No. 1 (3): Robert P. Ambrose, Marshall French, Robert M. Lawton.
Dist. No. 2 (3): Wilson S. Mansfield, Norman C. Marsh, Esther R. Nighswander.
Dist. No. 3 (2): Barbara B. Bowler, Kenneth A. Randall.
Dist. No. 4 (2): Warren W. Leary, George B. Roberts.
Dist. No. 5: Barbara Ann Kidder.
Dist. No. 6: Maurice J. Goyette.
Dist. No. 7 (2): Richard P. Brouillard, Peter C. Hildreth.
Dist. No. 8 (2): Fritz T. Sabbow, Niel C. Young.
Dist. No. 9 (2): Charles W. Beard, James W. Murray.

CARROLL COUNTY

Dist. No. 1:
Dist. No. 2 (3): Howard C. Dickinson, Stephen M. Duprey, Clayton W. Towle.
Dist. No. 3 (2): Raymond K. Conley, Jr., Kenneth C. Smith, Sr.
Dist. No. 4 (2): Russell C. Chase, Russell G. Claflin.
Dist. No. 5 (2): Roderick T. Allen.

CHESHIRE COUNTY

Dist. No. 1 (3): Francis P. Callahan, Anthony Stevens.
Dist. No. 2: Robert C. Callahan.
Dist. No. 3 (3): Elmer L. Johnson, Elizabeth R. Ladd, Philip G. Langille.
Dist. No. 4: Daley E. Whipple.
Dist. No. 5 (2): Augustine J. Marshala, Whitcomb Wells.
Dist. No. 6: Charles L. McGinness.
Dist. No. 7: Armas W. Fillback.
Dist. No. 8 (2): Wilfred W. Cournoyer, Anne B. Gordon.

Dist. No. 9: David L. Knight.

Dist. No. 10:

Dist. No. 11: Virginia W. Turner.

Dist. No. 12 (2): William F. Lynch, Peter E. Ramsey.

Dist. No. 13 (2): H. Robie Ames, Patricia T. Russell.

Dist. No. 14 (2): Cleon E. Heald.

Dist. No. 15 (3): Elmer H. Close, Stuart V. Nims.

Dist. No. 16 (2): Katherine M. Hanna, Andrea A. Scranton.

COOS COUNTY

Dist. No. 1 (3): Harry F. Huggins, Marguerite H. Wiswell.

Dist. No. 2 (2): Ernest Craggy, Roger L. Hunt.

Dist. No. 3 (2): Arthur M. Drake, Lynn C. Horton.

Dist. No. 4 (2): Harold W. Burns, Mabel L. Richardson.

Dist. No. 5 (2): Victor L. Kidder, Otto H. Oleson.

Dist. No. 6 (2):

Dist. No. 7 (2): Richard A. Patenaude, Elmer H. York.

Dist. No. 8 (2): James B. Cooney, George E. Lemire.

Dist. No. 9 (2): Richard L. Poulin.

GRAFTON COUNTY

Dist. No. 1 (3): Ira E. Allen, R. Shep Melnick, Kathleen W. Ward.

Dist. No. 2: George H. Cate.

Dist. No. 3: Anthony Pepitone.

Dist. No. 4: Eino O. Fimlaid.

Dist. No. 5 (2): Richard L. Bradley, W. Murray Clark.

Dist. No. 6 (2): Paul I. LaMott, Ezra B. Mann, II.

Dist. No. 7:

Dist. No. 8 (3): Myrl R. Eaton.

Dist. No. 9 (2): Harold V. Buckman, Malcolm Taylor.

Dist. No. 10: John K. Gemmill.

Dist. No. 11 (2): Cynthia M. Clark, William M. Webb.

Dist. No. 12: Gaylord G. Cummings.

Dist. No. 13 (4): Mary P. Chambers, Marion L. Copenhaver, Michael R. Cornelius.

Dist. No. 14 (5): Roger M. Duhaime, Ralph Degnan Hough, James L. Logan, Joanne L. Symons, Bruce C. Townsend.

HILLSBOROUGH COUNTY

Dist. No. 1 (3): Joseph M. Eaton, Howard S. Humphrey, Sr., Richard W. Withington, Sr.

Dist. No. 2:

Dist. No. 3 (2): John B. Morgan, Fred E. Murray.

Dist. No. 4: Theodore H. Karnis.

Dist. No. 5(3): Clyde S. Eaton, Philip C. Heald, Jr., Henry B. Richardson.

Dist. No. 6: John P. Arnold.

Dist. No. 7: Harold E. Thompson.

Dist. No. 8(5) Barry C. Morgage, Jo Ellen Orcutt, Aime H. Paradis, Arnold B. Perkins, Robert W. Wheeler.

Dist. No. 9 (3): Michael B. Ingram, Marjorie Y. Peters, Anna S. Van Loan.

Dist. No. 10 (3): Orson H. Bragdon, Josephine C. Martin, Kenneth W. Spalding, Jr.

Dist. No. 11 (4): Malcolm M. Carter, Roscoe N. Coburn, Salvatore P. Grasso.

Dist. No. 12 (2): Jack Boyd, Dorothy Foss Colson.

Dist. No. 13 (5): Minnie F. Carswell, Donald R. Dwyer, Nancy R. Gagnon, Guy R. Granger, Jr., Elaine T. Lyons.

Dist. No. 14 (6): George H. Baker, Sr., John M. Bednar, Gene R. Gravelle, Andrew J. Polak, Leonard A. Smith.

Dist. No. 15 (3): Philip R. Currier, Norman B. Lawrence, Henry J. Seamans, Sr.

Dist. No. 16 (3): Frederick J. Alter, Lawrence G. McLaughlin, Jean R. Wallin.

Dist. No. 17 (4): Gerald E. Miller, Louis D. Record, Jr., Caroline N. Zechel.

Dist. No. 18 (3): Agenor Belcourt, Robert D. Tropea, Marian D. Woodruff.

Dist. No. 19 (4): Beverly A. Bishop, Margaret S. Cote.

Dist. No. 20 (3): Henry L. Lachance, Russell L. Perkins.

Dist. No. 21 (4): Gabrielle V. Gagnon, Roland J. Lefebvre, Margaret L. McGlynn, Albert J. Reardon.

Dist. No. 22 (4): Maurice J. Levesque, Wilfrid A. Boisvert, Alfred L. Theriault.

Dist. No. 23 (3): David B. Douzanis, Edmund M. Keefe, John W. Sing.

Dist. No. 24 (3): Ernest R. Coutermash, James F. Holland, Francis J. Madigan.

Dist. No. 25 (4): Greta M. Ainley, Forsaith Daniels, Hilda W. Fleisher, Norman F. Milne, Jr.

Dist. No. 26 (4): Catherine-Ann Day, Elmer R. Ackerson, Sr., Richard F. Ahern.

Dist. No. 27 (4): William W. Corey, Theodora P. Nardi, Chris Spirou.

Dist. No. 28 (4): George A. Bruton, Joseph L. Cote, William J. Cullity, Barbara F. Shea.

Dist. No. 29 (4): William F. Barrett, Andre J. Simard.

Dist. No. 30 (4): Edward J. Crotty, Dorothy J. Drewniak, William M. Gardner, Mary J. Sullivan.

Dist. No. 31 (4): Emile E. Boisvert, Kendall J. Cote, Albert A. Martel.

Dist. No. 32 (4): John L. MacDonald, Dorthea M. O'Neil, P. Robert Thibeault.

Dist. No. 33 (4): John A. Burke, Timothy K. O'Connor, Rose C. Vachon, Louis J. Ziakas.

Dist. No. 34 (4): Gerard H. Belanger, Doris T. Lynch, Frank J. Reidy, James A. Sweeney.

Dist. No. 35 (4): Catherine G. Lamy.

Dist. No. 36 (4): Leo R. Bernier, Roland D. Martineau, George H. Morrissette, James A. Normand.

MERRIMACK COUNTY

Dist. No. 1 (2): William F. Kidder.

Dist. No. 2: Kenneth L. Sherman.

Dist. No. 3 (2): John P. H. Chandler, Jr., David P. Currier.

Dist. No. 4 (2): David B. Packard, Irene J. Shepard.

Dist. No. 5 (2): Richard D. Hanson, Bernadette McNichol.

Dist. No. 6 (3): Laurent J. Boucher, Judith Ann Hess, Doris J. Riley.

Dist. No. 7 (4): Raymond F. Chase, Ovila Gamache, George E. Gordon, III, Robert E. Plourde.

Dist. No. 8 (2): Kenard F. Ayles, Clarence E. Bartlett.

Dist. No. 9 (2): John O. Cate, Kathryn M. Cushman.

Dist. No. 10 (3): Elizabeth S. Millard, Doris L. Thompson, Elmer S. Wiggin.

Dist. No. 11: James A. Humphrey.

Dist. No. 12: Arthur H. LaBonte, Sr.

Dist. No. 13 (3): Eugene S. Daniell, Jr., Paul N. Estee, Katharine J. Ralph.

Dist. No. 14 (2): Milton A. Cate, Martin R. Haller.

Dist. No. 15 (2): Chris K. Andersen, Alice Davis.

Dist. No. 16 (2): Margaret H. Castaldo, Susan N. McLane.

Dist. No. 17 (2): H. Gwendolyn Jones, Kenneth M. Tarr.

Dist. No. 18 (2): Wayne S. Rich, Barbara J. Underwood.

Dist. No. 19 (2): Katherine J. Harriman, Linda Kenison.

Dist. No. 20 (2): Edwin B. Christensen, R. Peter Shapiro.

Dist. No. 21 (2): Elizabeth S. Hager.

ROCKINGHAM COUNTY

Dist. No. 1 (2): Roger C. King, John H. Stimmell.

Dist. No. 2 (3): Richardson D. Benton, Roy W. Davis, Helen F. Wilson.

Dist. No. 3 (5): William P. Boucher, Peter C. Gaskill, Patricia M. Skinner, George J. Thibeault.

Dist. No. 4 (6): Ernest P. Barka, Kenneth M. Bisbee, Donald W. Gorman, Herbert L. MacGregor, Kenneth H. Gould.

Dist. No. 5 (11): Laurence N. Belair, Marilyn R. Campbell, Michael A. Collins, Grace L. DeCesare, Beverly A. Gage, Elizabeth E. Goff, Joseph L. Parolise, James A. Sayer, William J. Stevens.

Dist. No. 6 (3): Natalie S. Flanagan, Delight H. Reese, Clarence L. Webster.

Dist. No. 7 (2): Charles Everett Cummings.

Dist. No. 8 (3): Robert C. Erler, John Hoar, Jr.

Dist. No. 9 (4): Leonard F. Sanborn, Constance L. Simard, K. Michael Tavitian.

Dist. No. 10 (2): Frank A. Briggs, Myrtle B. Rogers.

Dist. No. 11 (2): Ellen M. Cressy, Anthony T. Randall.

Dist. No. 12 (5): Herbert A. Casassa, Wilfred R. Cunningham, Laurence J. Gillis, Jane Kelley, Ednapearl F. Parr.

Dist. No. 13 (5): Lyman E. Collishaw, Edwin W. Eastman, Barbara T. Ganley, Richard F. Niebling, Henry H. Page.

Dist. No. 14 (2): Patricia Jennings Blanchette.

Dist. No. 15 (3): W. Douglas Scamman, Jr.

Dist. No. 16 (2): Richard I. Ellis, Frank F. Richards.

Dist. No. 17 (3): Meliss A. Appel, Elizabeth A. Greene, Richard S. Lockhart.

Dist. No. 18 (2):

Dist. No. 19 (2): Ruth L. Griffin, James R. Splaine.

Dist. No. 20 (3): Mary E. Cotton, C. Cecil Dame, Joseph A. McEachern.

Dist. No. 21 (2): Thomas P. Connors, Sr., Michael J. O'Keefe.

Dist. No. 22 (2): Elaine S. Krasker, Frank E. Peterson.

Dist. No. 23 (2): Cornelius F. Hobbs, Sr.

STRAFFORD COUNTY

Dist. No. 1: Victor Joos, Sr.

Dist. No. 2 (3): Ethel M. Canney, Wilfred B. Osgood, James H. Parshley.

Dist. No. 3: Ruth T. Rowell.

Dist. No. 4 (4): Shirley M. Clark, Dudley W. Dudley, James Horrigan, Everett B. Sackett.

Dist. No. 5: Grace L. Joncas.

Dist. No. 6: Helen Maloomian.

Dist. No. 7:

Dist. No. 8:

Dist. No. 9: Roland N. Hebert.

Dist. No. 10: David J. Bouchard.

Dist. No. 11 (2): James E. Appleby, Thelma P. Tibbets.

Dist. No. 12 (2): Charles W. Grassie, Jr., Barbara C. Thompson.

Dist. No. 13 (2): Alfred J. Ruel, Noreen D. Winkley.

Dist. No. 14 (2):

Dist. No. 15 (2): Howell F. Preston, J. Thornton Tripp.

Dist. No. 16 (2): Marc Robillard, Phyllis L. Woods.

Dist. No. 17 (2): Mary E. Bernard, Helene R. Donnelly.
Dist. No. 18 (2): William K. Kincaid, Roderick H. O'Connor.
Dist. No. 19 (2): Aram Parnagian, Janet B. Torrey.
Dist. No. 20 (2): Leo E. Lessard, Anthony A. McManus.
Dist. No. 21 (2): Ralph W. Kimball, Harry H. Pray.

SULLIVAN COUNTY

Dist. No. 1: Sara M. Townsend.
Dist. No. 2: George A. Barrus.
Dist. No. 3 (2): Donald H. LeBrun, Roland R. LaPointe.
Dist. No. 4 (3): Alton G. Desnoyer, John B. Tucker, Roma A. Spaulding.
Dist. No. 5 (3): Robert J. Brodeur, Adolph J. Burrows.
Dist. No. 6 (3): Jay S. Lucas, Henry E. Mahoney, Jesse W. Scott.
Dist. No. 7 (2): Martha McD. Frizzell, Dana E. Olden.
Dist. No. 8: George I. Wiggins.
Dist. No. 9: Stanley H. Williamson.

and the Speaker declared a quorum present.

Reps. Griffin and Belair offered the following:

RESOLVED; that the honorable Senate be notified that the House of Representatives has assembled under the authority of the call of a special session by the governor and council, and is now ready to proceed with the business of the 1975-6 special session.

Adopted.

Reps. Benton, Lamy and Hess offered the following:

RESOLVED, that the following policy be established for the distribution of House Journals, bills and joint resolutions to legislative agents, corporations and other persons, except the members of the General Court and state departments:

1. Every citizen is entitled to one copy of any publication free of charge at the legislative counter or to have the same mailed to him free of charge upon individual request for such one copy.

2. Persons requesting copies of all publications delivered complete for the entire session will be charged a fee sufficient to cover postage, envelopes and handling. Such fees may be pro rated where service is received for portions of the session only. All fees are payable in advance.

3. All fees charged hereunder shall be fixed by the Sergeant-at-Arms with the approval of the Speaker and shall be collected by the Sergeant-at-Arms and paid in to the state treasury and credited to the legislative appropriation. Any house attache who works overtime to furnish any of the services hereunder shall be allowed such additional sum for his overtime services as the Appropriations Committee shall deem fair and reasonable.

Adopted.

Reps. Benton and Grace DeCesare offered the following:

RESOLVED, that all action taken at all sessions of the House of Representatives be recorded through the public address system on tape, said tapes to be used by the House and the clerk, within three legislative days, to confirm and correct the permanent journal. The permanent journal as thus prepared by the clerk or as corrected by the House shall be the official record of the House, and be it further

RESOLVED, that the committee on the journal be authorized to examine the permanent journal of the last three days of the session, as prepared by the clerk, and with the

approval of the speaker and the minority leader to make corrections of the same.

Adopted.

Reps. Milne and Shea offered the following:

RESOLVED by the House of Representatives, that the Clerk of the House and the Assistant Clerk of the House shall for the 1975-6 special session be paid the same daily compensation that they received during a regular session.

Adopted.

SENATE MESSAGE

Under authority of the Call of a Special Session by the Governor and Council, the Senate has assembled and is now ready to proceed with the business of the 1975-76 Special Session.

ANNOUNCEMENT

Rep. Griffin, as Chairman of the membership committee of the order of Owls, announced the arrival of a new candidate for that organization with the birth of Abigail Roberts at 9:59 this morning at the Concord Hospital. Mother and daughter were doing fine and she hoped the Speaker would recover soon.

REMARKS BY THE SPEAKER

Members of the New Hampshire House of Representatives and Citizens of New Hampshire:

On December 19 of this month, the Governor and Executive Council passed a resolution calling for a special session of the General Court to begin December 30, 1975. We are here today in response to that call.

I thank you for coming. Your cooperation and attendance are particularly appreciated because today falls in the middle of the holiday season and because we are meeting with less than two weeks notices.

This special session is the result of a decision by the Governor to recall the legislature. He made this decision in November and he made it without prior consultation with you or with your elected leaders.

The Governor told his department heads of his decision to call a session before he told us.

The Governor told the press of his decision to call a session before he told us.

Nonetheless, the Supreme Court has reaffirmed the power of the Governor and Council to call us back and we are here.

As your Speaker, I did not contest the right of the Governor and Council to call us back to consider legislation that they felt was of great importance to the citizens of our state.

But as your Speaker, I strongly disagreed with the way they proposed to do this.

The Governor asked me to call you back to consider one item only—the item he had decided was important.

The Governor asked me to call you back for one day only.

The Governor asked me to call you back into regular session which meant that mileage could not be paid.

I refused. I refused because if there is anything I stand for as your Speaker, I stand for the protection of the rights and the prerogatives of the New Hampshire House of Representatives. Your rights and prerogatives are not mine to give away.

As a result of my refusal, the Governor and Council met to consider sending the question of recalling the legislature to the Supreme Court. I appeared before the Governor and Council on your behalf and asked them to submit a second question

which dealt with our rights. In essence, I asked: if the Governor and Council has the power to call the legislature back, will the legislature return to a continuation of the regular session or to a special session?

The Governor and Council voted to send both questions to the court. This was the first time that any definite action had been taken by the executive branch, and I wrote each and every one of you to tell you what was going on. Those who responded to my letter showed overwhelming support for my defence of our rights and for this I thank you on the behalf of all of us.

On December 19, the Supreme Court ruled in our favor, and I wrote you all again that day to tell you of their decision.

In this second letter, I told you that December 19 was a historic day for the General Court.

For in their decision, the Court told us that what we take up, why we take it up, and how we handle it is not the business of the executive branch. It is our own business.

We are meeting today to decide how to handle what is now clearly our own business.

As your Speaker, I have made no prejudgetments on what you will or will not do. Nonetheless it is my job to make certain suggestions. Based on my discussions and correspondence with you, I have developed a proposed schedule for the special session.

This proposed schedule would not involve us in a full blown fifteen day session. It would not require you to take a long period of time from your personal affairs. It will permit us to do our job from now until the end of our term as legislators.

Adoption of this schedule will put us in a posture to act whenever items of an emergency nature come to our attention. And you know as well as I do that this is likely to happen. Just a week ago today we did not know that there would be a major disturbance at the prison. But because we are in the special session posture, we are ready to act if action is necessary. This is what I think the legislature is all about.

You will be asked later today to adopt rules. A copy of the Rules committee proposal is in your seat pockets. We have recommended only those changes which will give us the flexibility we need to follow the proposed schedule.

You will also be asked later today to adopt a resolution authorizing the Rules committee to consider proposed legislation for introduction. However, in line with my policy of giving as much authority as possible to the House, no bill will be actually introduced without a vote from the floor. And as a member of the Rules committee, I think I can promise that the committee is going to be very hard-nosed in their recommendations to you.

I hope you will support both the proposed rules and the proposed resolution, for they are designed to give us the tools we need to have a new kind of a special session.

After we have put our own house in order, we will ask you to vote on a resolution inviting the Governor to address us in Joint Convention, a response to a request the President of the Senate and I received yesterday.

We will then take up the Introduction of Bills. So that our rules do not have to be suspended, the Rules committee will hold a meeting during a brief recess to recommend certain bills for introduction today. I shall recommend to the Rules committee that today's action deal only with bills relating to changes in Chapter 349 as that is the first matter before us.

What happens after this point will depend on the will of the House. The decisions we make today will be your decisions. My actions as your Speaker have been designed only to preserve our democratic process by securing us the extra time we need to follow our normal procedures.

I hope you will act to protect our procedures and the democratic process. Should you

wish to act to postpone the effective date of Chapter 349 to give you more time, I would have no objections, but I hope you will take no final action on any other matter without public hearings, committee deliberations and due notice to the House.

Nonetheless, these are your decisions to make. Your charge is in Part II, Article 5 of our Constitution which says, in part, ". . . full power and authority are hereby given and granted to the said general court, from time to time, to make, ordain and establish all manner of wholesome and reasonable orders, laws, statutes, ordinances, directions, and instructions . . . as they may judge for the benefit and welfare of this state. . . ."

Welcome back.

Rep. Lawton moved that the Speaker's remarks be printed in the House Journal.
Adopted.

CHANGES IN HOUSE RULES

Reps. French and Spirou offered the following:

RESOLVED by the House that the rules of the 1975 session of the House, as amended in accordance with the copy distributed to all members and now in their possession, be adopted as the rules of the House for the 1975-6 special session.

Adopted.

CHANGES IN HOUSE RULES

New Rule 28 (b) Notice of a motion for reconsideration shall be in order only when given to the House in open session prior to adjournment on the same day on which the vote was passed and any such notice or reconsideration shall be effective only on the same day on which the vote was passed and thereafter shall be null and void.

New Rule 32 (a) second paragraph.

The Committee may submit to the House a supplemental budget bill which it believes to be in the best interest of the state.

New Rule 33 The standing committees, or any special committee, shall meet during the sessions at the respective committee rooms at such times as the committee may determine unless the House shall otherwise order; and no committee shall sit during the sitting of the House unless the Speaker shall consider it necessary. The committees shall promptly consider and report on all matters referred to them. The Speaker may authorize any committee to meet or hold public hearings on non-legislative days.

New Rule 38 All petitions, memorials and other papers addressed to the House and all bills and resolutions to be introduced in the House shall be delivered or caused to be delivered to the Office of Legislative Services by the person presenting them. Legislative Services shall prepare the bills, resolutions, petitions, memorials and other papers in proper form and shall present the same to the member for signature.

Rule 43. Omit paragraph 2.

New Rule 46 No request by a member of the House for drafting a bill or resolution shall be accepted by the Legislative Drafting Service for processing unless the subject matter of the legislation, with complete information as to details, has been approved by the House Rules Committee.

Omit Rule 54

New Rule 57 All House bills referred to committees shall be put on the calendar for action no later than the sixth legislative day or any other day set by joint rules for the transfer of bills from the first to the second house.

Omit Rule 58

Omit Rule 59

Reps. French and Plourde offered the following:

Resolved, that the House Rules committee shall meet before January 5 to consider requests for the introduction of bills and that the Rules committee, by majority vote, shall recommend such bills as they consider of significant import for consideration in the special session to the House on January 5, and further resolved that the Rules committee may meet from time to time during the special session to consider additional requests for the introduction of bills and may make such further recommendations to the House as they recommend.

Reps. Eugene Daniell and George Wiggins spoke against the resolution.

Rep. Plourde spoke in favor of the resolution.

POINT OF ORDER

Rep. Blanchette rose on a point of order.

Reps. Spirou and George Gordon spoke against the resolution.

The Speaker ruled that the resolution was in order.

Rep. Belair challenged the ruling of the Speaker and subsequently withdrew his challenge.

Rep. Lawton requested a roll call.

Sufficiently seconded.

The Speaker instructed the clerk to read the resolution in full.

(Speaker Presiding)

YEAS 152 NAYS 194

YEAS 152

BELKNAP COUNTY

Ambrose, Beard, Bowler, Brouillard, French, Lawton, Leary, Mansfield, James Murray and Kenneth Randall.

CARROLL COUNTY

Russell Chase, Claflin, Conley and Duprey.

CHESHIRE COUNTY

Ames, Close, Fillback, Anne Gordon, Cleon Heald, Knight, Ladd, Marshala, McGinness, Scranton and Wells.

COOS COUNTY

Burns, Drake, Horton, Victor Kidder, George Lemire, Oleson, Wiswell and York.

GRAFTON COUNTY

Fimlaid, Hough, LaMott, Logan, Mann, Taylor, Bruce Townsend and Ward.

HILLSBOROUGH COUNTY

Ackerson, Ahern, Ainley, Belanger, Emile Boisvert, Wilfrid Boisvert, Boyd, Carswell, Carter, Coutermash, Philip Currier, Forsaith Daniels, Joseph Eaton, Fleisher, Gabrielle Gagnon, Philip Heald, Holland, Ingram, Karnis, Edmund Keefe, Lyons, Madigan, Martin, Martineau, Milne, Morgan, Morrissette, Fred Murray, Arnold Perkins, Peters, Leonard Smith, Kenneth Spaulding, Sweeney, Harold Thomson, Van Loan, Wallin and Zechel.

MERRIMACK COUNTY

Bartlett, Laurent Boucher, Castaldo, John Cate, Milton Cate, Christensen, Hager, Hanson, Hess, Kenison, William Kidder, McLane, McNichol, Packard, Plourde, Rich, Shepard, Sherman, Tarr, Doris Thompson, Underwood and Elmer Wiggin.

ROCKINGHAM COUNTY

Appel, Barka, Benton, Bisbee, William Boucher, Campbell, Casassa, Collishaw, Cotton, Cressy, Charles Cummings, Cunningham, Dame, Flanagan, Gage, Gould,

Greene, Griffin, King, Lockhart MacGregor, Page, Parr, Anthony Randall, Reese, Rogers, Sanborn, Scamman, Constance Simard, Skinner, Stimmell, Tavitian, Webster and Wilson.

STRAFFORD COUNTY

Appleby, Bouchard, Shirley Clark, Kimball, McManus, Pray, Preston, Sackett, Tibbetts, Torrey and Winkley.

SULLIVAN COUNTY

Frizzell, Lucas, Olden, Roma Spaulding, Sara Townsend, Tucker and Williamson.

NAYS 194

BELKNAP COUNTY

Goyette, Hildreth, Barbara Kidder, Marsh, Nighswander and Sabbow.

CARROLL COUNTY

Roderick Allen, Dickinson, Kenneth Smith and Towle.

CHESHIRE COUNTY

Francis Callahan, Robert Callahan, Cournoyer, Hanna, Langille, William Lynch, Nims, Ramsey, Russell, Anthony Stevens, Turner and Whipple.

COOS COUNTY

Cooney, Craggy, Huggins, Hunt, Patenaude, Poulin and Mabel Richardson.

GRAFTON COUNTY

Ira Allen, Richard Bradley, Buckman, George Cate, Chambers, Cynthia Clark, W. Murray Clark, Copenhaver, Cornelius, Gaylord Cummings, Duhaime, Myrl Eaton, Gemmill, Melnick, Pepitone, Symons and Webb.

HILLSBOROUGH COUNTY

Alter, Arnold, Baker, Barrett, Bednar, Belcourt, Bernier, Bishop, Bragdon, Bruton, Burke, Coburn, Colson, Corey, Joseph Cote, Kendall Cote, Margaret Cote, Crotty, Cullity, Day, Douzanis, Drewniak, Dwyer, Clyde Eaton, Nancy Gagnon, Gardner, Granger, Salvatore Grasso, Gravelle, Howard Humphrey, Lachance, Lamy, Lawrence, Lefebvre, Levesque, Doris Lynch, MacDonald, Martel, McGlynn, McLaughlin, Miller, Morgrage, Nardi, Normand, Timothy O'Connor, O'Neil, Orcutt, Paradis, Russell Perkins, Polak, Reardon, Record, Reidy, Henry Richardson, Seamans, Shea, Andre Simard, Sing, Spirou, Sullivan, Theriault, P. Robert Thibeault, Tropea, Vachon, Wheeler, Withington, Woodruff and Ziakas.

MERRIMACK COUNTY

Chris Andersen, Ayles, Chandler, Raymond Chase, David Currier, Cushman, Eugene Daniell, Alice Davis, Estee, Gamache, George Gordon, Haller, Harriman, James Humphrey, H. Gwendolyn Jones, LaBonte, Millard, Ralph, Riley and Shapiro.

ROCKINGHAM COUNTY

Belair, Blanchette, Briggs, Collins, Thomas Connors, Roy Davis, Grace DeCesare, Eastman, Ellis, Erler, Ganley, Gaskill, Gillis, Goff, Gorman, Hoar, Hobbs, Kelley, Krasker, McEachern, Niebling, Michael O'Keefe, Parolise, Peterson, Richards, Sayer, Splaine, William Stevens and George Thibeault.

STRAFFORD COUNTY

Bernard, Canney, Donnelly, Dudley, Charles Grassie, Hebert, Horrigan, Joncas, Joos, Kincaid, Lessard, Maloomian, Rod O'Connor, Osgood, Parnagian, Parshley, Robillard, Rowell, Ruel, Barbara Thompson, Tripp and Woods.

SULLIVAN COUNTY

Barrus, Brodeur, Burrows, Desnoyer, LaPointe, LeBrun, Mahoney, Scott and George Wiggins.

and the resolution failed.

Rep. Victor Kidder, who voted yea, notified the clerk that he inadvertently voted incorrectly, and wished to be recorded as voting nay.

Rep. French offered a resolution introducing eight bills.
Resolution failed.

RECONSIDERATION

Rep. Gamache, having voted with the prevailing side, moved reconsideration of the resolution as offered by Reps. French and Plourde.

Rep. Spirou moved that the motion as offered by Rep. Gamache be laid upon the table.

Rep. Milton Cate requested a roll call.
Sufficiently seconded.

(Speaker Presiding)
YEAS 185 NAYS 161
YEAS 185

BELKNAP COUNTY

Goyette, Hildreth, Barbara Kidder, Marsh, Nighswander, Sabbow and Young.

CARROLL COUNTY

Roderick Allen, Dickinson, Kenneth Smith and Towle.

CHESHIRE COUNTY

Francis Callahan, Robert Callahan, Close, Cournoyer, Hanna, Ramsey, Russell, Scranton, Anthony Stevens and Whipple.

COOS COUNTY

Cooney, Craggy, Huggins, Hunt, Patenaude and Mabel Richardson.

GRAFTON COUNTY

Ira Allen, Richard Bradley, Buckman, George Cate, Chambers, Cynthia Clark, W. Murray Clark, Copenhaver, Cornelius, Gaylord Cummings, Duhaime, Myrl Eaton, Gemmill, Melnick, Pepitone, Taylor, Bruce Townsend and Webb.

HILLSBOROUGH COUNTY

Alter, Barrett, Bednar, Belcourt, Benier, Bruton, Burke, Coburn, Colosn, Joseph Cote, Margaret Cote, Crotty, Cullity, Day, Douzanis, Drewniak, Dwyer, Clyde Eaton, Fleisher, Nancy Gagnon, Gardner, Granger, Salvatore Grasso, Gravelle, Lachance, Lamy, Lawrence, Lefebvre, Levesque, Doris Lynch, MacDonald, Martel, Martineau, McGlynn, McLaughlin, Miller, Morgage, Morrisette, Fred Murray, Nardi, Normand, Timothy O'Connor, O'Neil, Orcutt, Paradis, Russell Perkins, Polak, Reardon, Record, Reidy, Henry Richardson, Seamans, Shea, Andre Simard, Sing, Spirou, Sweeney, Theriault, Tropea, Vachon, Wheeler, Withington, Woodruff and Ziakas.

MERRIMACK COUNTY

Chris Andersen, Ayles, Chandler, Raymond Chase, Cushman, Eugene Daniell, Estee, George Gordon, Haller, Harriman, Kenison, LaBonte, Millard, Ralph, Riley and Shapiro.

ROCKINGHAM COUNTY

Belair, Blanchette, Collins, Thomas Connors, Cressy, Ellis, Erler, Ganley, Gaskill, Gillis, Goff, Gorman, Greene, Hoar, Hobbs, Kelley, Krasker, McEachern, Niebling, Michael O'Keefe, Parolise, Peterson, Richards, Sayer, Scamman, Constance Simard, Splaine, William Stevens and George Thibeault.

STRAFFORD COUNTY

Bernard, Canney, Donnelly, Dudley, Charles Grassie, Hebert, Horrigan, Joncas, Joos, Kincaid, Lessard Maloomian, McManus, Rod O'Connor, Osgood, Parnagian, Parshley, Robillard, Barbara Thompson, Tibbets, Torrey and Tripp.

SULLIVAN COUNTY

Barrus, Brodeur, Burrows, Desnoyer, LaPointe, LeBrun, Mahoney, Scott and George Wiggins.

NAYS 161

BELKNAP COUNTY

Ambrose, Beard, Bowler, Brouillard, French, Lawton, Leary, Mansfield, James Murray and Kenneth Randall.

CARROLL COUNTY

Russell Chase, Claffin, Conley and Duprey.

CHESHIRE COUNTY

Ames, Fillback, Anne Gordon, Cleon Heald, Johnson, Knight, Ladd, Langille, William Lynch, Marshala, McGinness, Nims, Turner and Wells.

COOS COUNTY

Burns, Drake, Horton, Victor Kidder, George Lemire, Oleson, Poulin, Wiswell and York.

GRAFTON COUNTY

Fimlaid, Hough, LaMott, Logan, Mann and Ward.

HILLSBOROUGH COUNTY

Ackerson, Ahern, Ainley, Arnold, Baker, Belanger, Bishop, Emile Boisvert, Wilfrid Boisvert, Boyd, Bragdon, Carswell, Carter, Corey, Kendall Cote, Coutermash, Philip Currier, Forsaith Daniels, Joseph Eaton, Gabrielle Gagnon, Philip Heald, Holland, Howard Humphrey, Ingram, Karnis, Edmund Keefe, Lyons, Madigan, Martin, Milne, Morgan, Arnold Perkins, Peters, Leonard Smith, Kenneth Spalding, Sullivan, P. Robert Thibeault, Harold Thomson, Van Loan, Wallin and Zechel.

MERRIMACK COUNTY

Bartlett, Laurent Boucher, Castaldo, John Cate, Milton Cate, Christensen, David Currier, Alice Davis, Gamache, Hager, Hanson, Hess, James Humphrey, H. Gwendolyn Jones, William Kidder, McLane, McNichol, Packard, Plourde, Rich, Shepard, Sherman, Tarr, Doris Thompson, Underwood and Elmer Wiggin.

ROCKINGHAM COUNTY

Appel, Barka, Benton, Bisbee, William Boucher, Briggs, Campbell, Casassa, Collishaw, Cotton, Charles Cummings, Cunningham, Dame, Roy Davis, Eastman, Flanagan, Gage, Gould, Griffin, King, Lockhart, MacGregor, Page, Parr, Anthony Randall, Reese, Rogers, Sanborn, Skinner, Stimmell, Tavitian, Webster and Wilson.

STRAFFORD COUNTY

Appleby, Bouchard, Shirley Clark, Kimball, Pray, Preston, Rowell, Ruel, Sackett, Winkley and Woods.

SULLIVAN COUNTY

Frizzell, Lucas, Olden, Roma Spaulding, Sara Townsend, Tucker and Williamson. and the motion passed.

Rep. Nims, who voted nay, notified the clerk that he inadvertently voted incorrectly, and wished to be recorded as voting yea.

Rep. Hager moved that the House adjourn until January 5, 1976 at 12:30 o'clock.

POINT OF ORDER

Rep. Anne Gordon rose on a point of order.

Rep. Drake spoke against the motion.

Rep. Hager withdrew her motion and moved that the House adjourn to the call of the Speaker.

Rep. Hager spoke, then yielded to Rep. Shirley Clark to answer a question from Rep. Williamson.

POINT OF ORDER

Rep. Hoar rose on a point of order.

Rep. Gorman spoke to the motion.

Rep. Lamy moved the previous question.

Sufficiently seconded.

Rep. Spirou moved that the previous question be laid upon the table and subsequently withdrew his motion.

POINT OF ORDER

Rep. Chris Andersen rose on a point of order.

Question being on the previous question.

Adopted.

Question being on the Hager motion to adjourn to the call of the Speaker.

A roll call was requested.

Insufficiently seconded.

(Rep. French in the Chair)

(Speaker in the Chair)

On a voice vote the motion lost.

SENATE MESSAGE
INTRODUCTION OF SENATE BILLS
First, second reading and referral.

SB 1, delaying the effective date of health and accident insurance coverage for mental illness for 6 months (Banks and Insurance).

SB 2, specifying where the standard data files maintained by the supervisors of the checklist may be inspected by the public and modifying the time requirement for additions or corrections to the checklist (Statutory Revision).

SB 3, increasing the authorization for boiler replacement and authorizing repairs to the boiler house at the veterans' home (Claims, Military and Veterans Affairs).

SB 4, to make a supplemental appropriation for the veterans' home (Appropriations).

SB 6, implementing the staggered registration system for private passenger vehicles (Transportation).

SUSPENSION OF RULES

Rep. Eugene Daniell moved that the rules of the House be so far suspended as to dispense with reference to committee, public hearing, committee report, and take up SB 1, delaying the effective date of health and accident insurance coverage for mental illness for 6 months, at the present time, and spoke to his motion.

Rep. Sara Townsend spoke to the motion.

The clerk read SB 1 in full.

Reps. Wilson, Nims, Shirley Clark and Fleisher spoke against the motion.

Reps. Drake and George Gordon spoke in favor of the motion.

Rep. Chris Andersen moved the previous question.

Sufficiently seconded.

Adopted.

A roll call was requested.

Sufficiently seconded.

YEAS 199 NAYS 145

YEAS 199

BELKNAP COUNTY

Ambrose, French, Barbara Kidder, Lawton, Leary, Mansfield, Marsh and Young.

CARROLL COUNTY

Roderick Allen, Russell Chase, Dickinson, Kenneth Smith and Towle.

CHESHIRE COUNTY

Francis Callahan, Robert Callahan, Cournoyer, Fillback, Anne Gordon, Johnson, Knight, Ladd, Langille, Marshala, McGinness, Scranton, Turner, Wells and Whipple.

COOS COUNTY

Burns, Drake, Horton, Huggins, Hunt, George Lemire, Mabel Richardson, Wiswell and York.

GRAFTON COUNTY

Ira Allen, Richard Bradley, Buckman, George Cate, W. Murray Clark, Gaylord Cummings, Duhaime, Myrle Eaton, Fimlaid, Gemmill, LaMott, Pepitone, Taylor and Bruce Townsend.

HILLSBOROUGH COUNTY

Alter, Arnold, Barrett, Bednar, Belanger, Bernier, Bishop, Emile Boisvert, Wilfrid Boisvert, Boyd, Bragdon, Burke, Carswell, Coburn, Joseph Cote, Kendall Cote, Crotty, Douzanis, Drewniak, Dwyer, Clyde Eaton, Joseph Eaton, Gardner, Granger, Salvatore Grasso, Philip Heald, Holland, Howard Humphrey, Karnis, Lawrence, Levesque, Lyons, Madigan, Martel, Martineau, McLaughlin, Miller, Morgan, Morrissette, Timothy O'Connor, Paradis, Arnold Perkins, Polak, Reardon, Record, Henry Richardson, Seamans, Andre Simard, Sing, Sweeney, Theriault, P. Robert Thibeault, Harold Thomson, Tropea, Wheeler and Withington.

MERRIMACK COUNTY

Chris Andersen, Ayles, Laurent Boucher, John Cate, Chandler, Christensen, David Currier, Eugene Daniell, Alice Davis, Gamache, George Gordon, Hanson, Harriman, James Humphrey, H. Gwendolyn Jones, William Kidder, LaBonte, Millard, Ralph, Rich, Riley, Shepard, Tarr, Doris Thompson and Elmer Wiggins.

ROCKINGHAM COUNTY

Barka, Benton, Bisbee, Briggs, Campbell, Collishaw, Cressy, Grace DeCesare, Erler, Flanagan, Gaskill, Gillis, Goff, Gorman, Gould, Greene, Hoar, Hobbs, King, MacGregor, Page, Parolise, Parr, Anthony Randall, Richards, Rogers, Sayer, Scamman, Constance Simard, Skinner, Stimmell, Tavitian, George Thibeault and Webster.

STRAFFORD COUNTY

Bernard, Bouchard, Canney, Donnelly, Hebert, Joncas, Joos, Kimball, Kincaid, Maloomian, Osgood, Parnagian, Pray, Preston, Rowell, Ruel, Tibbetts, Torrey, Tripp, Winkley and Woods.

SULLIVAN COUNTY

Barrus, Brodeur, Burrows, Desnoyer, LaPointe, LeBrun, Lucas, Mahoney, Olden, Scott, Sara Townsend and George Wiggins.

NAYS 145

BELKNAP COUNTY

Beard, Bowler, Brouillard, Goyette, Hildreth, James Murray, Nighswander, Kenneth Randall and Sabbow.

CARROLL COUNTY

Claflin, Conley and Duprey.

CHESHIRE COUNTY

Ames, Close, Hanna, Cleon Heald, William Lynch, Nims, Ramsey, Russell and Anthony Stevens.

COOS COUNTY

Cooney, Craggy, Victor Kidder, Oleson, Patenaude and Poulin.

GRAFTON COUNTY

Chambers, Cynthia Clark, Copenhaver, Cornelius, Hough, Logan, Mann, Melnick, Symons, Ward and Webb.

HILLSBOROUGH COUNTY

Ackerson, Ahern, Baker, Belcourt, Bruton, Carter, Colson, Corey, Margaret Cote, Coutermash, Cullity, Philip Currier, Forsaith Daniels, Day, Fleisher, Gabrielle Gagnon, Nancy Gagnon, Gravelle, Ingram, Edmund Keefe, Lachance, Lamy, Lefebvre, Doris Lynch, MacDonald, Martin, McGlynn, Milne, Morgrage, Fred Murray, Nardi, Normand, O'Neil, Orcutt, Russell Perkins, Peters, Reidy, Shea, Leonard Smith, Kenneth Spalding, Spirou, Sullivan, Vachon, Van Loan, Wallin, Woodruff, Zechel and Ziakas.

MERRIMACK COUNTY

Castaldo, Milton Cate, Raymond Chase, Cushman, Estee, Hager, Haller, Hess, Kenison, McLane, McNichol, Packard, Plourde, Shapiro, Sherman and Underwood.

ROCKINGHAM COUNTY

Appel, Belair, Blanchette, William Boucher, Casassa, Collins, Thomas Connors, Cotton, Charles Cummings, Cunningham, Dame, Roy Davis, Ellis, Gage, Ganley, Griffin, Kelley, Krasker, McEachern, Niebling, Michael O'Keefe, Peterson, Reese, Sanborn, Splaine, William Stevens and Wilson.

STRAFFORD COUNTY

Appleby, Shirley Clark, Dudley, Charles Grassie, Horrigan, Lessard, McManus, Rod O'Connor, Parsley, Robillard, Sackett and Barbara Thompson.

SULLIVAN COUNTY

Frizzell, Roma Spaulding, Tucker and Williamson.
and the motion failed, lacking the necessary two-thirds.

SUSPENSION OF RULES

Rep. Shirley Clark moved that the rules of the House be so far suspended as to dispense with reference to committee, public hearing, committee report, and to take action on the committee report that SB 1, delaying the effective date of health and accident insurance coverage for mental illness for 6 months, be effective as of April 1, 1976, and subsequently withdrew her motion.

Rep. Shirley Clark moved that the rules of the House be so far suspended as to rescind the reference of SB 1 to Banks and Insurance committee.

A roll call was requested.

Sufficiently seconded.

(Speaker Presiding)
YEAS 215 NAYS 127

YEAS 215

BELKNAP COUNTY

Ambrose, Beard, Bowler, French, Barbara Kidder, Lawton, Leary, Mansfield, Marsh, Kenneth Randall and Young.

CARROLL COUNTY

Roderick Allen, Russell Chase, Claflin, Conley, Dickinson, Kenneth Smith and Towle.

CHESTER COUNTY

Ames, Francis Callahan, Robert Callahan, Cournoyer, Fillback, Anne Gordon, Cleon Heald, Johnson, Knight, Langille, Marshala, McGinness, Scranton, Turner, Wells and Whipple.

COOS COUNTY

Burns, Horton, Huggins, Victor Kidder, George Lemire, Wiswell and York.

GRAFTON COUNTY

Ira Allen, Richard Bradley, Buckman, George Cate, W. Murray Clark, Gaylord Cummings, Duhaime, Fimlaid, Gemmill, Hough, LaMott, Pepitone, Taylor and Bruce Townsend.

HILLSBOROUGH COUNTY

Alter, Arnold, Baker, Barrett, Bednar, Belanger, Belcourt, Bernier, Emile Boisvert, Wilfrid Boisvert, Boyd, Bragdon, Burke, Carswell, Coburn, Colson, Joseph Cote, Kendall Cote, Crotty, Forsaith Daniels, Douzanis, Drewniak, Dwyer, Clyde Eaton, Joseph Eaton, Gabrielle Gagnon, Nancy Gagnon, Gardner, Granger, Salvatore Grasso, Philip Heald, Holland, Howard Humphrey, Karnis, Lawrence, Levesque, Lyons, Madigan, Martineau, McLaughlin, Miller, Milne, Morgan, Morrissette, Fred Murray, Timothy O'Connor, Paradis, Arnold Perkins, Polak, Reardon, Record, Henry Richardson, Andre Simard, Sing, Leonard Smith, Kenneth Spalding, Sweeney, Theriault, P. Robert Thibeault, Harold Thomson, Tropea, Van Loan, Wheeler and Withington.

MERRIMACK COUNTY

Ayles, Laurent Boucher, John Cate, Milton Cate, Chandler, Chirstensen, David Currier, Eugene Daniell, Alice Davis, Estee, Gamache, George Gordon, Hanson, Harriman, Hess, James Humphrey, H. Gwendolyn Jones, William Kidder, LaBonte, Millard, Ralph, Rich, Riley, Shepard, Tarr, Doris Thompson and Elmer Wiggin.

ROCKINGHAM COUNTY

Barka, Benton, Bisbee, William Boucher, Briggs, Campbell, Casassa, Collishaw, Cressy, Dame, Grace DeCesare, Ellis, Erler, Flanagan, Gage, Gaskill, Gillis, Goff, Gorman, Gould, Greene, Hoar, King, Page, Parr, Anthony Randall, Reese, Richards, Rogers, Sanborn, Scamman, Constance Simard, Skinner, Stimmell, Tavitian, George Thibeault and Webster.

STRAFFORD COUNTY

Appleby, Bouchard, Shirley Clark, Donnelly, Hebert, Joncas, Joos, Kimball, Maloomian, Osgood, Parnagian, Pray, Preston, Rowell, Sackett, Tibbetts, Torrey, Tripp and Woods.

SULLIVAN COUNTY

Barrus, Brodeur, Desnoyer, Frizzell, LaPointe, LeBrun, Lucas, Mahoney, Olden, Scott, Roma Spaulding, George Wiggins and Williamson.

NAYS 127**BELKNAP COUNTY**

Brouillard, Goyette, Hildreth, James Murray, Nighswander and Sabbow.

CARROLL COUNTY

Duprey.

CHESTER COUNTY

Close, Hanna, Ladd, William Lynch, Nims, Ramsey, Russell and Anthony Stevens.

COOS COUNTY

Cooney, Craggy, Drake, Oleson, Patenaude, Poulin and Mabel Richardson.

GRAFTON COUNTY

Chambers, Cynthia Clark, Copenhaver, Cornelius, Myrl Eaton, Logan, Melnick, Symons, Ward and Webb.

HILLSBOROUGH COUNTY

Ackerson, Ahern, Bishop, Bruton, Carter, Corey, Margaret Cote, Coutermarsh, Culity, Philip Currier, Day, Fleisher, Gravelle, Ingram, Edmund Keefe, Lachance, Lamy, Lefebvre, Doris Lynch, MacDonald, Martel, Martin, McGlynn, Morgrage, Nardi, Normand, O'Neil, Orcutt, Russell Perkins, Peters, Reidy, Seamans, Shea, Spirou, Sullivan, Vachon, Wallin, Woodruff, Zechel and Ziakas.

MERRIMACK COUNTY

Chris Andersen, Castaldo, Raymond Chase, Cushman, Hager, Haller, Kenison, McLane, McNichol, Packard, Plourde, Shapiro, Sherman and Underwood.

ROCKINGHAM COUNTY

Appel, Belair, Blanchette, Collins, Thomas Connors, Cotton, Charles Cummings, Cunningham, Roy Davis, Ganley, Griffin, Hobbs, Kelley, Krasker, MacGregor, McEachern, Niebling, Michael O'Keefe, Parolise, Peterson, Sayer, Splaine, William Stevens and Wilson.

STRAFFORD COUNTY

Bernard, Canney, Dudley, Charles Grassie, Horrigan, Kincaid, Lessard, McManus, Rod O'Connor, Parsley, Robillard, Ruel, Barbara Thompson and Winkley.

SULLIVAN COUNTY

Burrows, Sara Townsend and Tucker.

and the motion failed, lacking the necessary two-thirds.

SUSPENSION OF RULES

Rep. Scamman moved that the rules of the House be so far suspended as to rescind the reference of SB 3, increasing the authorization for boiler replacement and authorizing repairs to the boiler house at the veterans' home, to the Claims, Military and Veterans Affairs Committee, and spoke to his motion.

Rep. Belair spoke in favor of the motion.

Adopted by the necessary two-thirds.

SUSPENSION OF RULES

Rep. Scamman moved that the rules of the House be so far suspended as to dispense with reference to the appropriations committee, public hearing, committee report and take SB 3 up at the present time.

Adopted by the necessary two-thirds.

Question being shall SB 3 be ordered to third reading.

Adopted and SB 3 was ordered to third reading.

Rep. Drake moved not to allow the admission of SB 4, to make a supplemental appropriation for the veterans' home, and subsequently withdrew his motion.

Reps. French and Spirou offered the following:

RESOLVED, that the best wishes of the House be extended for a speedy recovery to Rep. Carmine D'Amante, the unfortunate victim of an attack upon his person.

Knowing his powers of living the good life, we fully expect—in fact demand—his appearance in this hall early in the New Year.

Unanimously adopted.

Rep. George Wiggins offered the following:

Resolved, that the honorable Senate be notified that the House of Representatives will be ready to meet the Senate in joint convention at five o'clock for the purpose of receiving His Excellency the governor and any communication he may be pleased to

make, and that a joint committee of five consisting of three on the part of the House and two on the part of the Senate be appointed to wait upon His Excellency and inform him accordingly.

Reps. Niebling and Corey spoke against the resolution.

The clerk read the resolution in full.

On a voice vote the resolution lost.

A roll call was requested.

Sufficiently seconded.

YEAS 211 NAYS 120

(No print out of the roll call was available.)

and the motion passed.

The Speaker appointed Reps. Drake, Philip Currier and Cullity. The President appointed Sens. Brown and Downing to wait upon His Excellency and inform him accordingly.

JOINT CONVENTION
(Speaker Presiding)

The Governor addressed the joint convention as follows:

Members of the General Court:

I had what I thought was a good speech, and I am not going to take the time to give it because you've had a long day. The problems you came to solve, or certainly one of the important ones is still unsolved.

I would like to read to you a portion of my remarks that deals directly with that problem.

I think, regardless of our party affiliation or our particular positions, we are all elected officials and we do have a responsibility first of all to the people of this state. I would hope that before January 1 you might still find a way to resolve a problem—at least face up to it.

One chamber has done that and placed it before you.

I recognize that there has been a problem of parliamentary procedure in your chambers today.

But beside all of that, I hope that in a constructive and well-meaning and good faith manner, each and every one of us, within the limits of our authority, will shoulder our responsibility and try to proceed.

I would like to just call your attention to the facts around the problem as the Governor and Council saw that problem in calling you here today.

Blue Shield is currently in a deficit position of something in excess of three million dollars. Blue Cross has about a million dollars left in its surplus.

Physicians fees in the last 12 months have increased 10 percent. In 1974 Blue Cross was paying \$502.31 for an average hospital stay, while during the first nine months of 1975, this has increased to \$625.12 or an increase of 24.4 per cent.

There is only one real way that we can cut Blue Cross-Blue Shield premiums. That is by cutting expenses at all points in the medical process; doctor's bills, hospital costs, nursing home costs, and all related medical expenses. Therefore, about two months ago, I appointed a committee of our top department heads to look into all aspects of medical service costs. This committee, headed by Health and Welfare Commissioner Frank Whaland, also includes acting Insurance Commissioner Leo Fraser, and Labor Commissioner Robert Duvall.

Our acting Insurance Commissioner has been forced into a position where he must grant an eleven million dollar increase to Blue Cross-Blue Shield.

At least three million dollars of the increase can be directly attributed to the Legisla-

ture's passage and my signature of House Bill 727—so if there is any problem with 727, I share the responsibility of that as well as those who voted for it—providing mandatory mental health coverage to the existing Blue Cross-Blue Shield benefits. The Legislature was led to believe that the costs to consumers of this benefit would be \$900,000.

The Blue Cross people said it would cost five million dollars. The insurance department took testimony and heard evidence from all parties concerned and ruled that it would cost 2.9 million dollars. Under the law, the Insurance Department is judge and jury, the only appeal from its decision is to the State Supreme Court.

On December 4, 1975 I submitted to the Joint Committee a proposed solution to deal with both aspects of the increased cost in Blue Cross-Blue Shield insurance. Our legislation as suggested to your Joint Committee by Commissioners Fraser and Whaland would make the mental health coverage optional rather than mandatory. It would require the companies to offer it but it would give the individual purchasers the decision as to whether or not they desired to buy it. It would cut the cost from 2.9 million dollars to \$700,000 and it would re-define the concept of Blue Cross-Blue Shield coverages to deal with catastrophic medical exposures rather than swapping first dollar coverage with high administrative costs.

At the same time we suggest a medical review board that would attack at every level medical costs which is the real crux to obtaining realistic medical insurance rate deductions. This can be done. It has been done in the states of Maryland and Connecticut.

This is a challenge, ladies and gentlemen, that is before all of us.

I know that a bill has been passed by the Senate that would suspend the operation of House Bill 727, and that you have today had under consideration similar action.

I would hope, Mr. Speaker and Mr. President, that it might be possible still to decide to come back, and if you need hearings on the suspension bill have those hearings in the morning and perhaps then consider this piece of legislation in a response to a call made by the Governor and Council because of our belief that real consideration or reconsideration of this problem should be made by your honorable body before January 1.

Let me say to you, Mr. Speaker, and to you, Mr. President, that I stand ready to work with you tonight or tomorrow morning or any time in the future to try to resolve this present impasse and any other problems that you may have.

There is—and I want to definitely press this—as far as the executive branch is concerned, no feeling whatsoever of a desire to usurp any powers that belong to the Legislature.

We know the powers that are yours. They are described clearly in the Constitution. We respect them. We respect the Speaker. We respect the President, and the two branches of government. These are the branches that are most closely attuned to our people. And therefore, the branches that our people expect the most from.

I hold myself in readiness to do whatever may be your will in this matter and I am deeply grateful for this opportunity to say these few words to you.

I am sorry that there have been some problems here.

I do appreciate the fact that you took the time to come here.

I hope before you finally leave this problem, you will try once again to resolve it. Thank you very much.

On motion of Sens. Bossie and Brown and Reps. French and Spirou the convention rose.

HOUSE

Rep. Plourde moved that the House adjourn to the call of the Speaker.

Rep. Cornelius moved that Rep. Plourde's motion be amended to read, that the

House adjourn to meet March 16, 1976 at 12:30 o'clock, and spoke to his amendment.

Reps. Scamman and Plourde spoke against the amendment.

Rep. Cornelius withdrew his amendment.

Rep. Plourde withdrew his motion.

SUSPENSION OF RULES

Rep. Drake moved that the rules of the House be so far suspended as to place SB 3, increasing the authorization for boiler replacement and authorizing repairs to the boiler house at the veterans' home, on third reading and final passage at the present time.

Adopted by the necessary two-thirds.

Question being shall SB 3 be read a third time.

Adopted.

THIRD READING AND FINAL PASSAGE

SB 3, increasing the authorization for boiler replacement and authorizing repairs to the boiler house at the veterans' home.

Rep. Plourde moved that the House adjourn to the call of the Speaker.

Rep. Cornelius moved that Rep. Plourde's motion be amended to read that the House adjourn to meet March 16, 1976 at 12:30 o'clock.

Rep. Belair spoke in favor of the Cornelius amendment.

Rep. French spoke against the Cornelius amendment.

Rep. Cornelius withdrew his amendment.

Rep. Cornelius moved that Rep. Plourde's motion be amended to read, that the House now stand in recess to reconvene for the purpose only of considering the Enrolled Bills Report on SB 3 and when the reconvened session adjourns it adjourn to meet March 16, 1976 at 12:30 o'clock and spoke to his amendment.

Reps. Plourde and Hanson spoke against the amendment.

Rep. Cornelius withdrew his amendment.

Rep. Plourde withdrew his motion.

ENROLLED BILLS REPORT

SB 3, increasing the authorization for boiler replacement and authorizing repairs to the boiler house at the veterans' home.

Mabel L. Richardson
Laurier Lamontagne, For The Committee

Rep. Plourde moved to adjourn to the call of the Speaker.

Rep. Cornelius moved to amend Rep. Plourde's motion to read to meet March 16, 1976 at 12:30 o'clock, and spoke to his amendment.

Rep. Shirley Clark moved the previous question.

Sufficiently seconded.

Adopted.

Question being on the Cornelius amendment.

A roll call was requested.

Sufficiently seconded.

(Speaker Presiding)

YEAS 80 NAYS 256

YEAS 80

BELKNAP COUNTY

Goyette, Hildreth and Barbara Kidder.

CARROLL COUNTY

Roderick Allen.

CHESHIRE COUNTY

Nims, Ramsey and Anthony Stevens.

COOS COUNTY

Cooney, Patenaude, Poulin and Wiswell.

GRAFTON COUNTY

George Cate, Chambers, Cynthia Clark, Copenhaver, Cornelius, Symons and Webb.

HILLSBOROUGH COUNTY

Alter, Bernier, Bishop, Colson, Margaret Cote, Crotty, Cullity, Day, Drewniak, Gardner, Granger, Gravelle, Lachance, Lamy, Martel, McGlynn, Morgrage, Nardi, Normand, O'Neil, Orcutt, Peters, Record, Reidy, Seamans, Shea, Spirou, Vachon, Van Loan, Wallin, Wheeler and Woodruff.

MERRIMACK COUNTY

Raymond Chase, Cushman, Eugene Daniell, Estee, Gamache, Kenison, Ralph and Shapiro.

ROCKINGHAM COUNTY

Belair, Blanchette, Collins, Grace DeCesare, Ganley, Goff, Hobbs, Krasker, MacGregor, Niebling, Michael O'Keefe, Parolise, Peterson, Sayer, Splaine and William Stevens.

STRAFFORD COUNTY

Bernard, Charles Grassie, Joncas and Robillard.

SULLIVAN COUNTY

Mahoney and George Wiggins.

NAYS 256**BELKNAP COUNTY**

Beard, Bowler, Brouillard, French, Lawton, Leary, Mansfield, Marsh, James Murray, Kenneth Randall, Sabbow and Young.

CARROLL COUNTY

Russell Chase, Claflin, Conley, Dickinson, Duprey, Kenneth Smith and Towle.

CHESHIRE COUNTY

Ames, Robert Callahan, Close, Cournoyer, Fillback, Anne Gordon, Hanna, Cleon Heald, Knight, Ladd, Langille, William Lynch, Marshala, McGinness, Russell, Scranton, Turner, Wells and Whipple.

COOS COUNTY

Burns, Craggy, Drake, Horton, Huggins, Hunt, Victor Kidder, George Lemire, Oleson, Mabel Richardson and York.

GRAFTON COUNTY

Ira Allen, Richard Bradley, Buckman, W. Murray Clark, Gaylord Cummings, Duhaime, Myrl Eaton, Fimlaid, Gemmill, Hough, LaMott, Logan, Mann, Melnick, Pepitone, Taylor, Bruce Townsend and Ward.

HILLSBOROUGH COUNTY

Ackerson, Ahern, Arnold, Baker, Barrett, Bednar, Belanger, Belcourt, Emile Boisvert, Wilfrid Boisvert, Boyd, Bragdon, Bruton, Burke, Carswell, Carter, Coburn, Corey, Joseph Cote, Kendall Cote, Coutermash, Philip Currier, Forsaith Daniels, Douzanis, Dwyer, Clyde Eaton, Joseph Eaton, Fleisher, Gabrielle Gagnon, Nancy Gagnon, Salvatore Grasso, Philip Heald, Holland, Howard Humphrey, Ingram, Karnis, Edmund Keefe, Lawrence, Lefebvre, Levesque, Doris Lynch, Lyons, MacDonald, Madigan, Martin, Martineau, McLaughlin, Miller, Morgan, Morrisette, Fred Murray, Timothy O'Connor, Paradis, Arnold Perkins, Russell Perkins, Polak, Reardon, Henry Richardson, Andre

Simard, Sing, Kenneth Spalding, Sullivan, Sweeney, Theriault, P. Robert Thibeault, Tropea, Withington, Zechel and Ziakas.

MERRIMACK COUNTY

Chris Andersen, Ayles, Laurent Boucher, Castaldo, John Cate, Milton Cate, Chandler, Christensen, David Currier, George Gordon, Hager, Haller, Hanson, Harriman, Hess, James Humphrey, H. Gwendolyn Jones, William Kidder, LaBonte, McLane, McNichol, Millard, Packard, Plourde, Rich, Riley, Shepard, Sherman, Tarr, Doris Thompson, Underwood and Elmer Wiggin.

ROCKINGHAM COUNTY

Appel, Barka, Benton, Bisbee, William Boucher, Briggs, Campbell, Casassa, Collishaw, Thomas Connors, Cotton, Cressy, Charles Cummings, Cunningham, Dame, Roy Davis, Ellis, Erler, Flanagan, Gage, Gaskill, Gillis, Gorman, Gould, Greene, Griffin, Hoar, Kelley, King, McEachern, Page, Parr, Anthony Randall, Reese, Richards, Rogers, Sanborn, Scamman, Constance Simard, Skinner, Stimmell, Tavitian, George Thibeault, Webster and Wilson.

STRAFFORD COUNTY

Appleby, Bouchard, Canney, Shirley Clark, Donnelly, Dudley, Hebert, Horrigan, Joos, Kimball, Kincaid, Lessard, Maloomian, McManus, Rod O'Connor, Osgood, Parngian, Parshley, Pray, Preston, Rowell, Ruel, Sackett, Barbara Thompson, Tibbets, Torrey, Tripp, Winkley and Woods.

SULLIVAN COUNTY

Barrus, Brodeur, Burrows, Desnoyer, Frizzell, LaPointe, LeBrun, Lucas, Olden, Scott, Roma Spaulding, Sara Townsend, Tucker and Williamson.
and the Cornelius amendment lost.

Question being on the Plourde motion.

Adopted.

The House adjourned at 6:15 o'clock, to the call of the Speaker.

**APPOINTMENTS TO COMMITTEES
CREATED BY STATUTE**

HB 85 (Chapter 423, Laws of 1975), establishing a municipal motor vehicle permit fee study committee.

Reps. Parnagian, Tavitian, Knight and D'Amante

Sens. Saggiotes, Provost and Claveau

HB 304 (Chapter 108, Laws of 1975), establishing a commission to study local archival procedures.

Avis Duckworth, Concord

Dr. William Taylor, Plymouth State College

Reps. French and Gemmill

Sen. Jacobson

1 person appointed by the governor and council.

Everett L. Burns, Concord

John Page, Concord

Robert Lauze, Concord

Arthur Moody, Hampton

John Andrews, Concord

Prof. John Resch, Manchester

HB 383, providing for state reimbursement to cities and towns for certain exemptions upon residential real estate and making an appropriation therefor.

Reps. Barrus, Appel, Elmer L. Johnson, LaBonte, Splaine, Underwood and Cunningham

HB 407 (Chapter 408, Laws of 1975), establishing an electrical energy review committee.

Dr. Richard Mills, Durham

Joseph J. Ermenc, Hanover

Stanley A. Clark, Manchester

John Pillsbury, Plymouth

Sens. Sanborn and Downing (Chairman)

Reps. Proctor and Leonard A. Smith

David Gosselin, Center Barnstead

Dort Bigg, Bedford

Natalie Brown, Dunbarton

Attorney general or his designee shall serve as legal counsel to the committee

HB 491 (Chapter 436, Laws of 1975), establishing a special committee to study the effects of the equal rights amendment upon the revised statutes annotated.

Reps. Hager, chairman, Close and Russell

Sens. Saggiotes and Foley

Judge William W. Treat, Hampton

Mrs. Essie Serafini, Sugar Hill

HB 495 (Chapter 200, Laws of 1975), establishing a commission to study traffic laws.

Thomas A. Power, Manchester

Rep. James W. Murray, Sen. Gardner, Reps. Lyons, Ryan
and Sing; Paul Brown, Raymond

Sen. Claveau

HB 496 (Chapter 492, Laws of 1975), relative to information practices of state agencies and establishing a legislative committee to study the acquisition, use, dissemination and retention of personal information by state agencies.

Sens. Bradley, Stephen W. Smith and Bergeron

Reps. Tucker (Chairman), Reese, Shapiro and McManus

HB 510 (Chapter 375, Laws of 1975), establishing an interim study committee to study the feasibility of developing a gerontology center at the university of New Hampshire.

1 representative of the New England Gerontology Center of the New England Center for Continuing Education

Evelyn Orr, Goffstown

Frank Malloy, Portsmouth

Ralph Blake, Raymond

(above four appointed by the governor and council)

Francis C. Seely, Newfound Lake

Dr. Basil J. F. Mott, Durham; Dr. Theodore Metcalf,

Durham; Prof. Pauline Soukaris, Dover; Dr. Julian

Shlager, Plymouth; Dr. Joseph V. Stewart, Keene

Sens. Fennelly and Preston

Reps. Roberts (Chairman), Fimlaid, Read and Van Loan

HB 818, modifying the public convenience and necessity requirement for issuing certificates to operate trucks.

Sens. Claveau, Poulsen and McLaughlin
Reps. James W. Murray, Shepard, Estee, Tavitian and
MacDonald
Alexander J. Kalinski, Bedford

HB 951 (Chapter 317, Laws of 1975), establishing a committee to study and report on the cause and prevention of sex crimes.

Reps. Record (Chairman), Cynthia M. Clark and Ayles
Dr. Lazar R. Sion, Nashua; Erwin Schmidtchen, Jr., Bedford; T. Anne Marvel, Raymond; Betty J. Hyman, Weare and Richard G. Lilly, Northwood

HCR 18, establishing an interim committee on elderly affairs.

Reps. Henry B. Richardson, Rogers and Cunningham
Sens. Blaisdell and Foley

House Resolution No. 10, establishing an interim committee on bill handling.
(Adopted 6/10/75 HJ 1687-1688)

Reps. Conley (Chairman), Lyons, Roderick H. O'Connor, Altman, Chambers, French and Griffin

SB 4 (Chapter 483, Laws of 1975), regulating the liability of governmental units in actions to recover for bodily injury and establishing a legislative committee to study problems relative to sovereign immunity.

Reps. Reese, Shapiro and Pepitone
Sens. Bradley, Bossie and Monier
Joseph Diclerico, Jr., Asst. Attorney General, New London

SB 24 (Chapter 398, Laws of 1975), establishing a commission on children and youth.

Alan B. Urquhart, Nashua; Mrs. Elsie H. Robertson, Keene; Joel P. Saren, Nashua; Rowen M. Hochstedler, Hampton; Mrs. Gale Thomson, Orford; Mrs. Barbara Ferdinand, Manchester; Walter C. Foster, Manchester and David H. Sandberg, (Chairman) Hampton
Sen. Stephen W. Smith; Rep. Vera E. Goodrich
7 persons who will serve in a non-voting advisory capacity:
Dr. Samuel Dooley, Canterbury
Manfred Drewski, Concord
Barbara A. Hanus, Concord
Dr. Cynthia Mowles, Candia
John A. King, Contoocook
Mark Hyman, Weare,

SB 92 (Chapter 218, Laws of 1975), to permit the establishment of mandatory risk sharing plans covering all forms of liability insurance and establishing a commission to study the medical injury reparations system.

Robert E. Whalen, Chairman,
Francis E. Whaland, Concord
No more than 13 other members to be appointed as follows:

2 members of the medical profession appointed by N.H.
Medical Society

2 members of the legal profession appointed by the N.H.
Supreme Court

2 representatives of a risk sharing plan for medical mal-practice insurance, if such a plan is established under
Section 1, to be appointed by the management of said plan
Sens. Bergeron and Bossie

Reps. Shirley M. Clark, Elmer S. Wiggin and Plourde
James W. Clowes, Bristol
John S. Noga, Milford

SB 164 (Chapter 246, Laws of 1975), establishing a study committee to investigate appropriate alternatives to the confinement of children at the youth development center or the New Hampshire hospital.

Sens. McLaughlin, Bergeron and Preston

Reps. Cleon E. Heald, Sackett and Kenison

Hon. Joseph Nadeau, Dover; Hon. J. Colin Lizotte, Mil-ford

Major Wheelock, Concord

Barbara Hanus, Concord

Dr. Michael Morello, Manchester (Ronald Adams, De-puty Superintendent)

Thomas McCaffrey, Concord

George H. Laramie, Concord

Atty. Philip T. McLaughlin, Laconia

Albert E. Chicoine, Manchester

John A. King, Contoocook

Rev. Richard J. Shannon, MSW, Manchester

Thomas O'Connor, Concord

3 members of the general public appointed by the commit-tee membership

Committee shall elect from its membership a chairman

SB 280 (Chapter 368, Laws of 1975), establishing an interim committee to study restructuring of the public utilities commission and making an appropriation therefor.

Sens. Rock (Chairman), Claveau and Saggiotes

Reps. Ramsey, Holland and Cornelius

Roy Parsons, Goffstown; Charles Zell, Derry and Arthur

Ferlan, Nashua

SB 293 (Chapter 454, Laws of 1975), establishing a committee to study the creation and operation of a new forensic unit for the New Hampshire hospital and making an appropriation therefor.

Robert E. Whalen, Rye

Thomas D. Rath, Contoocook

John W. King, Goffstown

Raymond Helgemo, Bow

Major Wheelock, Concord

Francis W. King, Hanover

Marshall W. Cobloigh, Nashua

Rep. Griffin and Sen. Brown

SB 301 (Chapter 187, Laws of 1975), relative to the composition of the civil defense executive council and changing the name to the civil defense advisory council.

George McAvoy, Littleton, Chairman

Alexander J. Kalinski, Bedford

Major General, John Blatsos, Manchester

Dr. Maynard Mires, Contoocook

Charles Bridgeman, Concord

Richard M. Flynn, Dover

Lane Dwinell, Lebanon

John Clements, New London

George T. Gilman, Farmington

Benjamin C. Adams, Derry

John R. Sweeney, Concord

Howard C. Townsend, Lebanon

Bernard W. Corson, Contoocook

Rep. George B. Roberts, Jr.

Sen. Laurier Lamontagne

Joseph T. Jalbert, Dover

Ronald E. Lemay, Newport

SB 303 (Chapter 457, Laws of 1975), relative to phasing out the forest conservation aid program and the special aid for heavily timbered towns and establishing a legislative forest policy study committee.

Sens. Poulsen, Chairman; Saggiotes and Lamontagne

Reps. Bruce Townsend, Barrus, Richard Bradley, Elmer

Johnson and Taylor

SCR 12, establishing a special joint committee on energy resources and energy uses. (Adopted May 29, 1975)

Sens. Rock, Fennelly and Preston

Reps. Milbank, LaMott, Dickinson, Dudley and Grasso

SCR 14, establishing an interim study committee to investigate the fee structure for registration of automobiles and trucks. (Adopted June 3, 1975)

Sens. Sanborn, Ciaveau and Bossie

Reps. James A. Murray, Ryan and Coutermarsh

SCR 17, establishing a select committee to study the election laws and the application of same. (Adopted June 11, 1975)

Sens. Sanborn (Chairman), Stephen W. Smith, Monier, Roger Smith and Blaisdell

Reps. Russell Chase, Milton A. Cate, Mabel L.

Richardson, Conley, Bednar, Altman and Cressy

Senate Resolution No. 17, establishing a special committee to conduct a study of bicycles on the highways and possible legislation concerning same. (Adopted June 12, 1975-SJ 904)

Sens. Foley (Chairman), Bradley, Lamontagne and Roger Smith

Senate Resolution No. 18, establishing a special senate committee to conduct a study of the problem of bailment for the state of New Hampshire and to recommend

legislation concerning same. (Adopted June 12, 1975-SJ 967)

Sens. Provost, Downing, Rock, Bergeron and Brown

RSA 9:13-a Advisory Budget Control Committee

Reps. Arthur M. Drake, Chairman, W. Douglas Scamman and Agenor Belcourt; Sens. C. Robertson Trowbridge and John H. McLaughlin

RSA 17-C Joint Legislator Orientation

Reps. Sara M. Townsend, Chairman, Kathryn M. Cushman, Paul J. Ryan; Sens. James A. Saggiotes and Robert F. Preston; Rep. George B. Roberts, Jr., Sen. Alf E. Jacobson, J. Milton Street, Acting Director of Legislative Services, Donald S. Jennings and Wilmont S. White

RSA 94:2-a Advisory Committee to Study Salaries of State Officers and Employees

Rep. Robert D. Tropea, Sen. Ward B. Brown

RSA 167-A:1 State Council on Aging

Rep. Sara M. Townsend, Sen. Laurier Lamontagne

RSA 200-G:2 Education Commission of the States

Rep. Richard S. Lockhart, Sen. Stephen W. Smith

RSA 383:20 Bank Advisory Board

Reps. Shirley M. Clark and Harold W. Burns; Sen Andrew W. Poulsen

Laws of 1975, Chapter 430 Joint Committee on Legislative Facilities

Sen. Alf E. Jacobson or his designee; Rep. George B. Roberts, Jr., Chairman; Rep. Marshall French; Sen. Ward B. Brown; Rep. Chris Spirou; Sen. Delbert F. Downing; Sen. C. Robertson Trowbridge; Reps. Arthur M. Drake, Richard D. Hanson and Forsaith Daniels; Sens. Clesson Blaisdell and Roger A. Smith

Laws of 1975, Chapter 504:21 Office Space Study Committee Francis E. Whaland, Concord; Sens. Roger A. Smith, C. Robertson Trowbridge and Paul E. Provost; Reps. George B. Roberts, Jr., Milton A. Cate and Forsaith Daniels; Comptroller Arthur H. Fowler and Assistant Commissioner Walter Meade

Laws of 1973, Chapter 351:1 Commission to Study the State Constitution

J. Gilbert Upton, Concord; Robert Dishman, Durham; Thomas Rose, Nashua; Harry V. Spanos, Newport; Joseph M. Eaton, Hillsborough; Robert M. Lawton, Meredith; Charles Douglas, III, Contoocook; Joseph A. Millimet, Manchester, Chairman, Fred Hall, Jr., Rochester; James H. Hayes, Concord

Laws of 1973, Chapter 289:1 State University System Study Committee

Reps. George B. Roberts, Jr., Marshall French, Andrea A. Scranton, Maurice W. Read and John B. Tucker; Sens. Robert Fennelly, Alf E. Jacobson, and Clesson J. Blaisdell

Laws of 1971, Chapter 548 Interstate Cooperation Commission

Reps. Richard S. Lockhart, Greta M. Airley and Dudley W. Dudley; Sens. Stephen W. Smith, Edith B. Gardner and Eileen Foley

Laws of 1967, Chapter 380:11 Legislative Historical Committee

Reps. George B. Roberts, Jr., Marshall French and Chris Spirou; Sens. Alf E. Jacobson, Ward B. Brown and Delbert F. Downing

Thursday, 29 Jan 76

The House met at 12:30 o'clock.

In the absence of House Chaplain, Rev. Milton L. Smith, Sr., the Rev. Dr. Vincent Fisher, Senate Chaplain, offered prayer.

Help us Lord, as we strive with diligence to do our work this day. May this self-same diligence of spirit, which so led and lifted the hearts and minds of those whom brought forth the independence of this great land—be with us now! as we take up our duties to legislate those things which shall be beneficial to our State.

Now unto God's most gracious care and protection, I commit us all. The Lord bless and keep you. The Lord make His face shine upon you and be gracious unto and give you Peace of mind. Amen.

Rep. Schwaner led the Pledge of Allegiance.

LEAVES OF ABSENCE

Rep. William Desmarais, the day, illness in the family.

Reps. D'Amante, Estee, Myrl Eaton, Roy Davis, Zechel, Corey, Russell Perkins, Casassa, Maynard, Bowler, Cobleigh and Favreau, the day, illness.

Reps. Anthony Stevens, Gelinas, Orcutt, Kincaid, Anthony Randall, Knight, Carter, Kimball, Griffin, Kenneth Randall, Appel, Cunningham, Southwick, Morgrage, Preston and Duhaime, the day, important business.

RESIGNATION

Rep. Albert C. Jones, Grafton Dist. 8.

INTRODUCTION OF GUESTS

Warren B. Rudman, former Attorney General, guest of Reps. Roberts and Frizzell; Bill Bowes, UNH Football Coach, Dave Rozumek, UNH Football Co-Captain, John Merrill, UNH Football player, Andy Mooradian, UNH Athletic Director, guests of Reps. Roberts, French and Spirou.

RESOLUTIONS

Reps. Roberts, French, Spirou, Griffin, Chambers, Frizzell and McManus offered the following:

WHEREAS, Warren B. Rudman of Nashua has served New Hampshire as attorney general for six years and has distinguished himself by exemplary service to the citizens of this state, and

WHEREAS, as founder and chairman of the board of both New England Aeronautical Institute and Daniel Webster Junior College, he has played a decisive role in making additional educational opportunities available to citizens in the Nashua area, and

WHEREAS, his constant and vigorous support of legislation establishing the Police Standard and Training Council was instrumental in securing passage of statutes which guarantee trained and competent law enforcement personnel throughout the state, and

WHEREAS, in addition to the other burdens of his office he made himself available to all house committees and particularly the Judiciary committee, thereby contributing his valued knowledge and judgement to the legislative process, now therefor be it

RESOLVED, by the 1975 House of Representatives, in special session convened,

that the House express its gratitude on behalf of all New Hampshire citizens for his outstanding performance as New Hampshire's principal law enforcement official and be it further

RESOLVED, that a copy of these resolutions be prepared for presentation to him.
Unanimously adopted.

Reps. Roberts, French and Spirou and all members who are University of New Hampshire alumni offered the following:

WHEREAS, the 1975 University of New Hampshire football team compiled a record unmatched in Wildcat gridiron annals, and

WHEREAS, it broke more records and won more post-season honors than any football team in UNH history, and

WHEREAS, its nine victories were the most ever in a single season, and its 5-0 Yankee Conference record was its first in 21 seasons, and

WHEREAS, its Yankee Conference championship, by a 14-11 triumph over arch-rival Massachusetts, was its first outright title in 13 seasons, and

WHEREAS, a resounding 35-21 victory over Lehigh University in the first round of the NCAA Division II nationwide playoffs was its first post-season victory ever, and

WHEREAS, its subsequent appearance in the Grantland Rice Bowl at Baton Rouge, Louisiana (the Division II semifinals) was only the second for a Wildcat football team, and

WHEREAS, its Lambert Cup ranking of second was the highest ever for a UNH squad, and the Wildcats were selected ECAC Division II Team of the year, and

WHEREAS, Head Coach Bill Bowes was Coach of the Year in New England, and

WHEREAS, honors bestowed upon individual team members included the Kodak All-America team, the Associated Press Little All-America team, UPI's New England Player of the Year, ECAC Division II Player of the Year and All-Star team, All-New England, All Yankee Conference, now therefore be it

RESOLVED, that the House of Representatives in special session convened, extend its congratulations to the players, coaches and staff of the 1975 team, tender its appreciation of the aforesigned achievements and especially commend the players for the fortitude and sportsmanship they displayed in accomplishing the same, and be it further

RESOLVED, that suitable copies of these resolutions be prepared for presentation to Coach Bill Bowes and Co-Captains Kevin Martell and Dave Rozumek.

Unanimously adopted.

The Concord Delegation offered the following:

WHEREAS, the Honorable Sara Elizabeth Otis of Concord, former member of both the House of Representatives and Senate, did on January 1 of this year, celebrate her personal centennial, and

WHEREAS, she carries well the title of the Granite State's oldest living ex-legislator, and

WHEREAS, "Aunt Sara" began her career in the General Court at the age of sixty-five, serving as a member of the lower chamber in the Sessions of 1941, 1943, 1945 and 1947, before "retiring" to the Senate for the Sessions of 1949, 1951, 1953, and

WHEREAS, she was the sponsor and prime force in the fight for two landmark pieces of legislation, the ban on public sale or use of fireworks and the creation of the State Division on Alcoholism, now therefore be it

RESOLVED, by the 1975 House of Representatives, in special session convened, that she be congratulated for her hardiness, and extended the best wishes for a long reign as the General Court's eldest alumna.

Unanimously adopted.

Reps. Walter Desmarais, Bernier, Morissette, Normand, LeBrun and LaPointe offered the following:

WHEREAS, we have learned of the deaths of Ralph W. Dunlap, Representative from Rochester; Lorenzo P. Gauthier, Representative from Manchester, and Omer A. Rousseau, Representative from Claremont, and

WHEREAS, they served their communities faithfully and with efficiency, therefore be it

RESOLVED, that we, the members of the House of Representatives in General Court convened, do hereby extend our sympathy to the families of our deceased brethren, and be it further

RESOLVED, that a copy of these resolutions be transmitted to their families.

Unanimously adopted by a rising vote and a moment of silence.

Reps. George B. Roberts, Jr., and Leary offered the following:

WHEREAS, Conrad Snow of Gilman Iron Works, a distinguished native son of New Hampshire, whose achievements in both the military and public service to his town, his state and his country were many and varied, had served in the New Hampshire General Court, and

WHEREAS, said Conrad Snow, as a member of the New Hampshire bar practicing in Rochester and Laconia, earned the recognition of his fellow attorneys by being chosen secretary-treasurer of the state bar for a decade, and

WHEREAS, said Conrad Snow attained the rank of brigadier general by reason of his meritorious service in the United States Army Reserve in both World Wars One and Two, and

WHEREAS, his service with the Department of State in several testing assignments from 1946 to 1956 earned him the respect and confidence of United States citizens everywhere, now therefore be it

RESOLVED, by the House of Representatives in Special Session convened, that the death of Conrad Snow, at the age of eighty-six be recorded as this state's and this nation's loss, and be it further

RESOLVED, that the House express its deep sense of appreciation for the manner in which he defended those ideals and principles so dear to all Americans, and be it further

RESOLVED, that a duly enscripted copy of these resolutions be forwarded to the family of said Conrad Snow.

Unanimously adopted by a rising vote and a minute of silent prayer.

Rep. French requested a quorum count.

A quorum was declared present.

Rep. French moved in accordance with the list in the possession of the clerk and in the seat pockets of the members, items numbered 1 through 31 shall be by this motion read a first and second time by the therein listed titles, assigned consecutive numbers according to category by the House Clerk, laid on the table for printing, and referred to committees under the provisions of House Rule 40, and spoke to his motion.

Reps. Lyons, George Wiggins and Coutermarsh spoke in favor of the motion.

Reps. Gorman, Eugene Daniell and Spirou spoke against the motion.

Rep. Wilfrid Boisvert moved the previous question.

Sufficiently seconded.

Adopted.

Rep. Carswell requested a division of the question be made under Rule 25.

The Speaker ruled the request in order.

Rep. Spirou moved that the question on the adoption of items 1 through 31 be divided 30 times so that each item be considered separately, that each item by this motion be read a first and second time by the listed title and that following the consideration of all 31 items, that those items which are accepted for introduction be assigned consecutive numbers according to category by the House Clerk; that said accepted items be laid on the table for printing and referred to committees under the provisions of House Rule 40.

Rep. Spirou spoke to his motion.

A roll call was requested.

Sufficiently seconded.

(Speaker Presiding)

YEAS 97 NAYS 212

YEAS 97

BELKNAP COUNTY

Hildreth.

CHESTER COUNTY

Cournoyer, Nims, Proctor and Russell.

COOS COUNTY

Oleson and Valliere.

GRAFTON COUNTY

David Bradley, Buckman, George Cate, Chambers, Cynthia Clark, Murray Clark, Copenhaver, Cornelius, Gaylord Cummings, Melnick and Ward.

HILLSBOROUGH COUNTY

Baker, Bednar, Burke, Carswell, Joseph Cote, Kendall Cote, Margaret Cote, Crotty, Cullity, Drewniak, Gardner, Granger, Daniel Healy, Howard Humphrey, Lamy, Lefebvre, Levasseur, Levesque, Doris Lynch, MacDonald, McGlynn, Miller, Nardi, O'Neil, Paradis, Henry Richardson, Andre Simard, Sing, Spirou, Vachon, Wallin, Wheeler, Cecelia Winn, Withington and Woodruff.

MERRIMACK COUNTY

Ayles, Raymond Chase, Christiansen, Eugene Daniell, Hess, James Humphrey, H. Gwendolyn Jones, LaBonte, McNichol, Plourde and Ralph.

ROCKINGHAM COUNTY

Belair, Blanchette, Collins, Cressy, Ganley, Gaskill, Gillis, Goff, Gorman, Kashulines, Kelley, Krasker, McEachem, Parolise, Peterson and Sayer.

STRAFFORD COUNTY

Bernard, Donnelly, Dudley, Charles Grassie, Hebert, Horrigan, Rod O'Connor, Robillard, Tripp, White and Winkley.

SULLIVAN COUNTY

Barrus, Brodeur, Burrows, Desnoyer, LeBrun and Mahoney.

NAYS 212

BELKNAP COUNTY

Ambrose, Beard, Brouillard, French, Goyette, Lawton, Leary, Mansfield, Marsh, James Murray, Nighswander, Sabbow and Young.

CARROLL COUNTY

Roderick Allen, Russell Chase, Claffin, Conley, Dickinson, Howard, Kenneth Smith and Towle.

CHESHIRE COUNTY

Ames, Robert Callahan, Close, Fillback, Anne Gordon, Cleon Heald, Johnson, Ladd, William Lynch, Marshala, McGinness, Ramsey, Scranton, Turner and Whipple.

COOS COUNTY

Burns, Drake, Fortier, Rebecca Gagnon, Horton, Huggins, Hunt, Victor Kidder, George Lemire, Patenaude, Poulin, Mabel Richardson and Wiswell.

GRAFTON COUNTY

Ira Allen, Altman, Fimlaid, Gemmill, Hough, Logan, Mann, Pepitone, Taylor and Bruce Townsend.

HILLSBOROUGH COUNTY

Ackerson, Ahern, Ainley, Alter, Arnold, Belanger, Belcourt, Emile Boisvert, Wilfrid Boisvert, Boyd, Bragdon, Coburn, Corser, Coutermarsh, Philip Currier, Forsaith Daniels, Day, Dwyer, Joseph Eaton, Fleisher, Gabrielle Gagnon, Nancy Gagnon, Salvatore Grasso, Philip Heald, Holland, Ingram, Karnis, Edmund Keefe, Lachance, Lawrence, Lyons, Madigan, Martel, Martineau, McDonough, Milne, Morgan, Fred Murray, Normand, Peters, Polak, Reardon, Record, Reidy, Seamans, Leonard Smith, Kenneth Spalding, Sullivan, Theriault, P. Robert Thibeault, Harold Thomson, Tropea, Van Loan and John Winn.

MERRIMACK COUNTY

Bartlett, Laurent Boucher, John Cate, Milton Cate, Chandler, David Currier, Cushman, Alice Davis, Gamache, Hager, Haller, Hanson, Harriman, Kenison, William Kidder, McLane, Millard, Noble, Packard, Rich, Riley, Shapiro, Shepard, Sherman, Doris Thompson, Underwood and Elmer Wiggin.

ROCKINGHAM COUNTY

Barka, Benton, Bisbee, William Boucher, Briggs, Campbell, Collishaw, Thomas Connors, Cotton, Charles Cummings, Danforth, Donald DeCeasare, Eastman, Ellis, Erler, Flanagan, Gage, Goodrich, Gould, Hoar, Hobbs, King, Lockhart, MacGregor, Niebling, Page, Parr, Read, Reese, Richards, Rogers, Sanborn, Scamman, Schwaner, Constance Simard, Skinner, Splaine, Stimmell, Tavitian, George Thibeault, Webster, Wilson and Wolfsen.

STRAFFORD COUNTY

Appleby, Bouchard, Canney, Shirley Clark, Walter Desmarais, Joncas, Joos, Lessard, Maloomian, McManus, Osgood, Parnagian, Parshley, Pray, Rowell, Ruel, Sackett, Barbara Thompson, Tibbets and Torrey.

SULLIVAN COUNTY

Frizzell, LaPointe, Lucas, Scott, Roma Spaulding, Sara Townsend, Tucker, George Wiggins, and Williamson, and the motion failed.

EXCUSED: Morrisette

Question being on the French motion.

A roll call was requested.

Sufficiently seconded.

YEAS 186 NAYS 125

YEAS 186

BELKNAP COUNTY

Ambrose, Beard, Brouillard, French, Lawton, Leary, Mansfield, Marsh, James Murray, Nighswander and Sabbow.

CARROLL COUNTY

Roderick Allen, Russell Chase, Claflin, Conley, Dickinson and Howard.

CHESHIRE COUNTY

Ames, Close, Anne Gordon, Cleon Heald, Ladd, William Lynch, Marshala, McGinness, Ramsey and Scranton.

COOS COUNTY

Burns, Drake, Fortier, Rebecca Gagnon, Victor Kidder, Patenaude, Poulin, Mabel Richardson and Wiswell.

GRAFTON COUNTY

Altman, Chambers, Fimlaid, Gemmill, Hough, Logan, Mann, Taylor, Bruce Townsend and Ward.

HILLSBOROUGH COUNTY

Ackerson, Ahern, Ainley, Arnold, Belanger, Belcourt, Emile Boisvert, Wilfrid Boisvert, Boyd, Bragdon, Carswell, Corser, Coutermarsh, Cullity, Philip Currier, Forsaith Daniels, Day, Clyde Eaton, Joseph Eaton, Fleisher, Nancy Gagnon, Granger, Salvatore Grasso, Philip Heald, Holland, Ingram, Karnis, Edmund Keefe, Lamy, Lawrence, Lyons, Madigan, Martineau, McDonough, Milne, Morgan, Fred Murray, Normand, Peters, Polak, Record, Seamans, Sing, Leonard Smith, Kenneth Spalding, Spirou, Sullivan, P. Robert Thibeault, Harold Thomson, Tropea, Van Loan, Wallin and Woodruff.

MERRIMACK COUNTY

Ayles, Bartlett, Laurent Boucher, John Cate, Milton Cate, Raymond Chase, Christensen, David Currier, Gamache, Hager, Haller, Hanson, Harriman, Hess, Kenison, McLane, McNichol, Noble, Packard, Rich, Shepard, Sherman, Doris Thompson, Underwood and Elmer Wiggin.

ROCKINGHAM COUNTY

Barka, Belair, Benton, Bisbee, William Boucher, Campbell, Collishaw, Cotton, Charles Cummings, Donald DeCesare, Eastman, Ellis, Erler, Flanagan, Gage, Goodrich, Gould, Hoar, Kashulines, King, Lockhart, MacGregor, Niebling, Page, Parr, Read, Reese, Richards, Rogers, Sanborn, Scamman, Schwaner, Constance Simard, Skinner, Splaine, Stimmell, Tavitian, George Thibeault, Webster, Wilson and Wolfsen.

STRAFFORD COUNTY

Appleby, Bouchard, Shirley Clark, Lessard, Rod O'Connor, Pray, Rowell, Ruel, Sackett, Barbara Thompson, Tibbets and Torrey.

SULLIVAN COUNTY

Burrows, Frizzell, Lucas, Mahoney, Scott, Roma Spaulding, Sara Townsend, Tucker and George Wiggins.

NAYS 125

BELKNAP COUNTY

Goyette, Hildreth and Young.

CARROLL COUNTY

Kenneth Smith and Towle.

CHESHIRE COUNTY

Robert Callahan, Cournoyer, Fillback, Johnson, Nims, Proctor, Russell, Turner and Whipple.

COOS COUNTY

Horton, Huggins, Hunt, George Lemire, Oleson and Valliere.

GRAFTON COUNTY

Ira Allen, David Bradley, Buckman, George Cate, Cynthia Clark, Murray Clark, Copenhaver, Cornelius, Gaylord Cummings, Melnick and Pepitone.

HILLSBOROUGH COUNTY

Alter, Baker, Bednar, Burke, Coburn, Joseph Cote, Kendall Cote, Margaret Cote, Crotty, Drewniak, Dwyer, Gabrielle Gagnon, Gardner, Daniel Healy, Howard Humphrey, Lachance, Lefebvre, Levesseur, Levesque, Doris Lynch, MacDonald, Martel, McGlynn, Miller, Nardi, Timothy O'Connor, O'Neil, Paradis, Reardon, Reidy, Henry Richardson, Andre Simard, Theriault, Vachon, Wheeler, Cecelia Winn, John Winn and Withington.

MERRIMACK COUNTY

Chandler, Cushman, Eugene Daniell, Alice Davis, James Humphrey, H. Gwendolyn Jones, William Kidder, LaBonte, Millard, Plourde, Ralph, Riley and Shapiro.

ROCKINGHAM COUNTY

Blanchette, Briggs, Collins, Thomas Connors, Cressy, Danforth, Ganley, Gaskill, Gillis, Goff, Gorman, Hobbs, Kelley, Krasker, McEachern, Parolise, Peterson and Sayer.

STRAFFORD COUNTY

Bernard, Canney, Walter Desmarais, Donnelly, Dudley, Charles Grassie, Hebert, Horrigan, Joncas, Joos, Maloomian, McManus, Osgood, Parnagian, Parshley, Robillard, Tripp, White and Winkley.

SULLIVAN COUNTY

Barrus, Brodeur, Desnoyer, LaPointe, LeBrun and Williamson, and the motion passed.

EXCUSED: Morrissette

Rep. Williamson who voted nay, notified the clerk that he inadvertently voted incorrectly, and wished to be recorded as voting yea.

Rep. Woodruff, who voted yea, notified the clerk that she inadvertently voted incorrectly, and wished to be recorded as voting nay.

INTRODUCTION OF BILLS

First, Second Reading and Referral

HB 1, making a supplemental appropriation to the election account of the secretary of state. (Lyons, Hills. 13—To Appropriations)

HB 2, providing for the payment of related expenses from fees collected by the secretary of state in performing the decennial renewal of voluntary corporation charters. (Lyons, Hills 13—To Appropriations)

HB 3, to redefine professional nursing to include the performance of certain medical functions in collaboration with physicians or dentists licensed in other states. (Benton, Rock. 2—To Health and Welfare)

HB 4, to alter the minimum mental illness coverage requirements under major medical and non-major medical accident and health insurance. (Clark, Straf. 4—To Banks and Insurance)

HB 5, providing for the defense and indemnification of state officers and employees against claims and civil actions arising out of acts committed while in the course of their employment and within the scope of their authority. (Hager, Merr. 21; O'Connor, Straf. 18—To Judiciary)

HB 6, improving the benefits under the present health plan and increasing the state's payment of group hospital and medical insurance for state employees and making an appropriation therefor. (O'Connor - Straf. 18—To Appropriations)

HB 7, making municipalities in the Winnipesaukee river basin eligible to receive federal funding assistance for lateral sewer construction. (French - Belk. 1; Beard, Belk 9—To Appropriations)

HB 8, making a supplemental appropriation to the operating budget of the state prison for riot related expenses. (Heald, Ches. 14—To Appropriations)

HB 9, making a supplemental appropriation to the operating budget of the state prison. (Heald, Ches. 14—To Appropriations)

HB 10, making an appropriation to reimburse mental health agencies under the medicaid program. (Spaulding, Sull. 4—To Appropriations)

HB 11, to require legislative approval before a rule promulgated by an administrative agency may take effect. (Wiggins, Sull. 8—To Executive Departments and Administration)

HB 12, clarifying a county's power to do certain acts and restricting the power of a county convention to make appropriations. (Perkins, Hills. 8; Ames, Ches. 13; Gage, Rock. 5; Towle, Carr. 2; Hanson, Merr. 5; Rowell, Straf. 3; Bednar, Hills. 14; Pepitone, Graf. 3—To Municipal and County Government)

HB 13, providing for the alternative disposition of delinquent children; prohibiting the detainment or commitment of persons who are 18 years of age or older to the youth development center; defining certain procedural rights for children in juvenile court proceedings; and permitting the placement of persons in need of supervision in certain shelter care facilities. (Cynthia M. Clark, Graf. 11—To Judiciary)

HB 14, increasing the operating budget for the New Hampshire Transportation Authority; and restoring funds for the position of executive director of the authority and making an appropriation therefor. (Lawrence, Hills. 15; Coutermash, Hills. 24; Plourde, Merr. 7—To Transportation)

HB 15, regulating the transportation of hazardous cargo. (Krasker - Rock. 22; Lessard, Straf. 20; Splaine, Rock. 19; Griffin, Rock. 19; Blanchette, Rock. 14; Ganley, Rock. 13; Daniell, Merr. 13; O'Keefe, Rock. 21; Dudley, Straf. 4—To Transportation)

HB 16, legalizing a special town meeting in Newmarket. (Blanchette, Rock. 14—To Municipal and County Government)

HB 17, providing opportunity in public education without discrimination. (Day, Hills. 26; McManus, Straf. 20; Hager, Merr. 21; Wallin, Hills. 16; Tucker, Sull. 4; Smith, Hills. 14; McGlynn, Hills. 21—To Education)

HB 18, establishing maximum noise levels for motorboats. (Leary, Belk. 4—To Resources, Recreation and Development)

HB 19, requiring local approval for any major development in a town. (Stevens, Ches. 1; Close, Ches. 15; Russell, Ches. 13—To Municipal and County Government)

HB 20, increasing the mileage rate for all state officials and employees required to use their private cars in the conduct of official business for the state and making an appropriation therefor. (Hildreth - Belk. 7; Lessard - Straf. 20—To Appropriations)

HB 21, making an appropriation for operating and capital expenses of the division of mental health and the New Hampshire Hospital. (Nighswander, Belk. 2—To Public Works)

HB 22, authorizing the payment of a shift differential to certain employees of the New Hampshire hospital, relating to the medical-dental staff of New dental staff of New Hampshire hospital and making an appropriation therefor. (Underwood, Merr. 18; Cushman, Merr. 9—To Executive Departments and Administration)

HB 23, redefining the term wild land in the current use taxation law. (Cunningham, Rock. 12—To Ways and Means)

HB 24, making an appropriation for capital improvements. (Daniels - Hills. 25; Sanborn - Rock. 9; Ellis - Rock. 16; Coburn - Hills. 11; Kenison, Merr. 19)

HB 25, to permit certain towns to use open pit incinerators. (French - Belk. 1—To Environment and Agriculture)

HB 26, relative to the organizational convening of the general court. (Benton - Rock. 2; Milne, Hills. 25—To Legislative Administration)

HB 27, making statutory changes in the fiscal policies of state agencies. (Roberts, Belk. 4—To Appropriations)

HB 28, relative to resolving deadlocks in certain closely held corporations and authorizing the superior court to appoint a receiver for such corporations in the event a deadlock is not resolved. (Stimmell, Rock. 1—To Judiciary)

HB 29, repealing the termination date of RSA 284:14-b relative to permitting the creation of public greyhound racing kennels. (Spirou - Hills. 27—To Ways and Means)

CACR 1, constitutional amendment-concurrent resolution,

RELATING TO: Override of Gubernatorial Vetoes.

PROVIDING THAT: The Number of Votes Required be Reduced to Sixty Percent of Each House.

(Joseph Eaton - Hills. 1—To Statutory Revision)

HR 1, House Resolution relative to the Coast Guard's assumption of concurrent jurisdiction over certain waterways of the state. (Roberts, Belk. 4; Marsh, Belk. 2; Leary, Belk. 4; Lawton, Belk. 1; Murray, Belk. 9; French, Belk. 1; Young, Belk. 8; Chase, Carr. 4; Beard, Belk. 9; Buckman, Graf. 9)

Rep. Drake moved the introduction of item 32, making a supplemental appropriation to the division of welfare for medical assistance to patients of public psychiatric institutions, be added to the French motion, and spoke to his motion.

Reps. French and Plourde spoke in favor of the motion.

Adopted.

INTRODUCTION OF BILL

First, Second Reading & Referral

HB 30, making a supplemental appropriation to the division of welfare for medical assistance to patients of public psychiatric institutions (Drake, Coos 3—To Appropriations)

Rep. Plourde moved the adoption of item 29, *House Resolution*, relative to the Coast Guard's assumption of concurrent jurisdiction over certain waterways of the state, as approved by the Resolutions and Screening committee.

HOUSE RESOLUTION NO. 1

relative to the Coast Guard's assumption of concurrent jurisdiction over certain waterways of the state. (Reps. Roberts, Marsh, Leary, Lawton, James Murray, French, Young, Russell Chase, Beard and Buckman.)

Whereas, the United States Coast Guard has assumed concurrent jurisdiction over certain lakes and waterways lying entirely within the state, and

Whereas, the Coast Guard's assumption of jurisdiction over certain of New Hampshire's lakes and waterways may create problems of sufficient magnitude and complexity to warrant passage of legislation at either the state or the federal level to mitigate the economic consequences of the Coast Guard's actions; now, therefore, be it

Resolved by the House of Representatives that:

I. The Speaker of the House of Representatives shall refer to a standing house committee the question of finding a solution to the various problems created by the Coast Guard's assumption of concurrent jurisdiction over Lakes Winnipesaukee and Winnisquam, the Merrimack River and all their interconnecting waterways in New Hampshire.

(a) Said committee shall investigate, study and hold hearings as deemed neces-

sary on all aspects of the aforementioned situation with particular emphasis on the possibility of establishing a dual registration system (state and federal) as well as the legality of imposing a "users" fee or a "launchers" fee and submit its findings and recommendations for legislative action in appropriate bill form to the Speaker of the House of Representatives in sufficient time for action to be taken by the General Court in the present special session.

II. The clerk of the House of Representatives shall forward a copy of this resolution to the President of the United States Senate, the Speaker of the United States House of Representatives and each member of the New Hampshire Congressional delegation, as a protest to this unwarranted usurpation of sovereign states' rights to exercise complete control over any body of water lying entirely within its boundaries.

III. The clerk of the House of Representatives shall inform the governor and council that the House of Representatives urges them to seek an injunction in the federal courts until a favorable resolution in the courts or Congress can be had.

IV. The New Hampshire House of Representatives requests the New Hampshire Congressional delegation to take such action as may be deemed appropriate to have the United States Congress exempt Lakes Winnipesaukee and Winnisquam, the Merrimack River and all their connecting waterways from federal jurisdiction under the United States Coast Guard as an alternative to litigation in the federal courts.

Rep. Lawton requested suspension of the reading of the resolution and explained the resolution.

Reps. Russell Chase, Spirou, and French spoke in favor of the resolution.

Unanimously adopted.

307 members were recorded as present.

On motion of Reps. Chandler and French, the House adjourned at 2:37 o'clock to the call of the Speaker.

Tuesday, 30 Mar 76

The House met at 10:00 o'clock.

Prayer was offered by House Chaplain Milton L. Smith, Sr.

Good Morning Lord. Thank You for the gift of this new day. It is a great day for we are alive and we are here and there is much to do. Let the results of our labors here not merit for us the accusation that we were political acrobats, leaving pussyfoot prints on the sands of time, but rather, we came to serve and we did and because of our careful and dedicated planting, the harvest was truth, justice and mercy. Dear God bless these servants of the people of our state that their leadership this day may be marked with the greatness of selfless service. In the name of the one who came to serve rather than to be served and changed the world and people, Jesus Christ. Amen!

Reps. Rich and Brodeur led the Pledge of Allegiance.

LEAVES OF ABSENCE

Reps. Rod O'Connor, Southwick, Tarr, Symons and Gaylord Cummings, the day, important business.

Rep. Gemmill, the week, important business.

Rep. Mortgrage, two weeks, important business.

Rep. Ryan, the week, illness.

Reps. Ruel, Cotton, William Desmarais, Walter Desmarais, and Dudley, the day, illness.

Reps. Habel and Levasseur, indefinite, illness.

INTRODUCTION OF GUESTS

Shirley L. Hodgdon, former Republican State Chairman, guest of Rep. Griffin; Fran Valluzzo of Denver, Colorado, Representative of National Conference of State Legislatures, guest of Speaker Roberts; Howard Tag and K. Michael Irish, Representative of Council of State Governments, guests of Speaker Roberts; Mrs. David Douzanis, wife of Rep. Douzanis and Mrs. Edward Douzanis, mother of Rep. Douzanis; Fourth Grade of Plaistow's Pollard School and teacher, Mrs. Sandra Higgins, guests of Reps. Tavitian, Schwaner and Constance Simard; Celia Neilsen, Winnisquam Middle Regional School, Moderator in mock presidential election; Dan Worster, Winnisquam Middle Regional School, Student Council, won GOP nomination as President Ford, Danny Jacques, Winnisquam Regional School, won Democratic nomination as Rep. Udall, 8th Grade, Winnisquam Middle Regional School and teachers Mrs. Donna Kelley and Mr. Heartz, guests of Rep. Bowler; Howard Shane and Ray Peterson, guests of Rep. Plourde.

ONE-DAY EXTENSIONS GRANTED

HB 11, requiring legislative approval before a rule promulgated by an administrative agency may take effect (Executive Departments and Administration).

SB 2, specifying where the standard data files maintained by the supervisors of the checklist may be inspected by the public (Statutory Revision).

Rep. French moved in accordance with the list of proposed legislation in the possession of the clerk and in the seat pockets of the members, items numbered 1 through 23 shall be by this resolution read a first and second time by the therein listed titles, assigned consecutive numbers according to category by the House Clerk, laid on the table for printing, and referred to committees under the provisions of House Rule 40, and spoke to his motion.

INTRODUCTION OF BILLS

First, second reading & referral

HB 31, relative to the size, appointment and qualifications of the fish and game commission and providing for the appointment and removal of the executive director of the fish and game department. (Stimmell of Rockingham Dist. 1; Sen. Blaisdell of Dist. 10—To Fish and Game)

HB 32, establishing an outdoor recreation planning program and making an appropriation therefor. (Orcutt of Hillsborough Dist. 8; Heald of Hillsborough Dist. 5; Dickinson of Carroll Dist. 2; Ganley of Rockingham Dist. 13; Sen. Monier of Dist. 9—To Appropriations)

HB 33, guaranteeing freedom of speech, full right of criticism and disclosure for all state employees. (Daniell of Merrimack Dist. 13; Spirou of Hillsborough Dist. 27; French of Belknap Dist. 1; Plourde of Merrimack Dist. 7; Chambers of Grafton Dist. 13; Griffin of Rockingham Dist. 19; Ralph of Merrimack Dist. 13—To Judiciary)

HB 34, making supplemental appropriations to the state university system for fiscal year 1977. (Griffin of Rockingham Dist. 19—To Appropriations)

HB 35, providing a \$10 per week pay increase for classified state employees and operating staff employees of the university system. (Spirou of Hillsborough Dist. 27; Chambers of Grafton Dist. 13; Cullity of Hillsborough Dist. 28; Symons of Grafton Dist. 14; J. Winn of Hillsborough Dist. 19—To Appropriations)

HB 36, to provide for one additional alternate for the superior court review division. (Brouillard of Belknap Dist. 7—To Judiciary)

HB 37, to create and provide police powers for a New Hampshire hospital security force. (Brouillard of Belknap Dist. 7—To Judiciary)

HB 38, amending RSA 173-A, the dangerous sexual offenders law. (Brouillard of Belknap Dist. 7—To Judiciary)

HB 39, making consistent the criminal code provisions dealing with presentence credit for confinement. (Chase of Carroll Dist. 4—To Judiciary)

HB 40, relative to the exemption from taxes for governmental property used or occupied by a railroad. (Hoar of Rockingham Dist. 8—To Ways and Means)

HB 41, authorizing the Manchester retirement board to incorporate by reference the Uniform Trustees' Powers Act. (Spirou of Hillsborough Dist. 27—To Executive Departments and Administration)

HB 42, to prohibit employment of illegal aliens and to correct a citation in the penalty provision of RSA 275-A. (Spirou of Hillsborough Dist. 27—To Labor, Human Resources and Rehabilitation)

HB 43, to add statutory construction provisions to the RSA chapter on the New Hampshire housing finance agency. (Roberts of Belknap Dist. 4; Spirou of Hillsborough Dist. 27—To Executive Departments and Administration)

HB 44, amending a footnote to the current operating budget for the fish and game department. (Griffin of Rockingham Dist. 19—To Appropriations)

HB 45, increasing the salaries of classified state employees, seasonal and temporary employees and operating staff of the university system and making an appropriation therefor. (Tucker of Sullivan Dist. 4; Russell of Cheshire Dist. 13; Ganley of Rockingham Dist. 13; Kelley of Rockingham Dist. 12; David Currier of Merrimack Dist. 3; Ramsay of Cheshire Dist. 12—To Appropriations)

HB 46, increasing the salary of the director of state police and making an appropriation therefor. (Stevens of Cheshire Dist. 1—To Appropriations)

HB 47, providing for the payment of wages by electronic fund transfer. (Skinner of Rockingham Dist. 3—To Labor, Human Resources and Rehabilitation)

HB 48, relative to changing the rate of the tobacco sale discount. (Parr of Rockingham Dist. 12; Stevens of Cheshire Dist. 1—To Appropriations)

HB 49, providing for free distribution of the 1975 general court journals to members thereof. (Eaton of Hillsborough Dist. 1—To Appropriations)

SUSPENSION OF RULES

Rep. French moved that Rule 44 of the rules of the House be so far suspended as to permit the House to take action on HB's 5, 12, 13, 14, 15, 16, 19, 23, 28 and 29; SB's 1 and 6 and CACR1, and spoke to his motion.

Rep. Peterson requested a quorum count.

201 members answered the quorum call and a quorum was present.

Adopted by the necessary two-thirds.

COMMITTEE REPORTS

HB 30, making a supplemental appropriation to the division of welfare for medical assistance to patients of public psychiatric institutions. Ought to pass with amendment. Rep. Drake for Appropriations.

The bill appropriates to the Division of Welfare funds necessary to provide an additional medical assistance service to eligible persons who are 65 or over and receiving institutional inpatient psychiatric care. Inpatient psychiatric care is currently available to all patients in need of the service at the N.H. Hospital. No

additional funds, other than the small appropriation for one clerical person, will be required by the N. H. Hospital.

The passage of HB 30 will allow the Division of Welfare to recover from federal sources, 60% of the costs incurred providing this service to welfare eligible patients receiving inpatient psychiatric care at the N.H. Hospital or in other certified or accredited institutions.

The net financial impact to the State's general fund will be a decrease in the demand for general fund dollars by \$2.3 million for the current biennium.

Amendment

Amend the title of the bill by striking out same and inserting in place thereof the following:

AN ACT

making a supplemental appropriation to the division of mental health and the division of welfare for medical assistance recipients who are 65 years or older and are patients of psychiatric institutions.

Rep. Drake explained the amendment.

Amendment adopted.

SUSPENSION OF RULES

Rep. Drake moved that the rules of the House be so far suspended as to place HB 30, making a supplemental appropriation to the division of mental health and the division of welfare for medical assistance recipients who are 65 years or older and are patients of psychiatric institutions, on third reading and final passage at the present time.

Adopted by the necessary two-thirds.

Rep. Drake moved that HB 30 be read a third time and passed.

Adopted.

Third reading and final passage

HB 30, making a supplemental appropriation to the division of mental health and the division of welfare for medical assistance recipients who are 65 years or older and are patients of psychiatric institutions.

COMMITTEE REPORTS (continued)

HB 4, to alter the minimum mental illness coverage requirements under major medical and non-major medical accident and health insurance. Ought to pass with amendment. Rep. Shirley Clark for Banks and Insurance.

Bill replaces the current mental health law. It equates mental illness with physical illness so that the individual will get comparable treatment. However, amendments include a provision which makes it mandatory for insurance companies to offer mental health coverage but the subscribers do not have to purchase it. Some people now being reimbursed for mental health treatment under the existing law will no longer receive these benefits because an employee may not wish to purchase such coverage.

Amendment

Amend the introductory paragraph of RSA 415:18-a as inserted by section 1 of the bill by striking out same and inserting in place thereof the following:

Each insurer who issues in this state group or blanket accident or health insurance or accident and health insurance providing benefits for medical or hospital expenses shall offer to each holder of a certificate of such insurance, and any other insurer who issues group or blanket accident or health insurance or accident and health insurance providing benefits for medical or hospital expenses shall offer to each holder of a certificate of

such insurance who is a resident of this state and whose principal place of employment is in this state, benefits for expenses arising from treatment of mental illnesses and emotional disorders which, in the professional judgment of psychiatrists, are subject to significant improvement through short-term therapy, and benefits for expenses arising from diagnosis and evaluation of all other mental illnesses and emotional disorders. Such benefits shall be at least as favorable to the subscriber as the following minimum benefits:

Amend RSA 415:18-a as inserted by section 1 of the bill by inserting after paragraph IV the following new paragraph:

V. In the case of policies or certificates providing benefits for medical expenses on other than a major medical basis, benefits for services rendered at a community mental health center approved by the division of mental health, department of health and welfare, shall be subject to terms and conditions at least as favorable as those which apply to the benefits for the services of physicians for other illnesses, and the ratio of the benefits to the full reasonable charges for the services of such a center shall be substantially the same as the ratio of the benefits for services of physicians for other illnesses to the fees reasonably and customarily charged for the services of such physicians for other illnesses. Benefits for outpatient treatment may be limited to not less than 15 full hours of treatment in any consecutive 12-month period.

Amend the introductory paragraph of RSA 419:5-a as inserted by section 2 of the bill by striking out same and inserting in place thereof the following:

Each hospital service corporation shall offer to each of its subscribers, and each corporation which, if it were organized under the laws of this state, would be a hospital service corporation as defined by RSA 419:1 shall offer to each of its subscribers who is a resident of this state and whose principal place of employment is in this state, benefits for expenses arising from treatment of mental illnesses and emotional disorders which, in the professional judgment of psychiatrists, are subject to significant improvement through short-term therapy, and benefits for expenses arising from diagnosis and evaluation of all other mental illnesses and emotional disorders. Such benefits shall be at least as favorable to the subscriber as the following minimum benefits:

Amend the introductory paragraph of RSA 420:5-a as inserted by section 3 of the bill by striking out same and inserting in place thereof the following:

Each medical service corporation shall offer to each of its subscribers, and each corporation which, if it were organized under the laws of this state, would be a hospital service corporation as defined by RSA 420:1 shall offer to each of its subscribers who is a resident of this state and whose principal place of employment is in this state, benefits for expenses arising from treatment of mental illnesses and emotional disorders which, in the professional judgment of psychiatrists, are subject to significant improvement through short-term therapy, and benefits for expenses arising from diagnosis and evaluation of all other mental illnesses or emotional disorders. Such benefits shall be at least as favorable to the subscriber as the following minimum benefits:

Amend RSA 420:5-a as inserted by section 3 of the bill by inserting after paragraph III the following new paragraph:

IV. In the case of policies or certificates providing benefits for medical expenses on other than a major medical basis, benefits for services rendered at a community mental health center approved by the division of mental health, department of health and welfare, shall be subject to terms and conditions at least as favorable as those which apply to the benefits for the services of physicians for other illnesses, and the ratio of the benefits to the full reasonable charges for the services of such a center shall be substantially the same as the ratio of the benefits for services of physicians for other illnesses to the fees reasonably and customarily charged for the services of such physicians for other illnesses. Benefits for outpatient treatment may be limited to not

less than 15 full hours of treatment in any consecutive 12-month period.

On a voice vote, the Speaker was in doubt and requested a division.

151 members having voted in the affirmative and 120 in the negative, the amendment was adopted.

Rep. McLane offered an amendment and spoke to her amendment.

Reps. Shirley Clark, Day, Burns and Wilson spoke in favor of the McLane amendment.

Rep. Nims spoke to the McLane amendment.

Reps. Eugene Daniell, Hess and Roma Spaulding spoke against the McLane amendment.

Rep. Wilfrid Boisvert moved the previous question and subsequently withdrew his motion.

Rep. George Wiggins spoke against the McLane amendment.

Rep. Wilfrid Boisvert moved the previous question.

Sufficiently seconded.

Adopted.

A roll call was requested on the McLane amendment.

Sufficiently seconded.

(Speaker Presiding)
YEAS 121 NAYS 204
YEAS 121

BELKNAP COUNTY

Ambrose, Beard, Bowler, French, Hildreth and Nighswander.

CARROLL COUNTY

Russell Chase, Claflin and Duprey.

CHESHIRE COUNTY

Close, Hanna, William Lynch, McGinness, Milbank, Nims, Proctor, Russell and Anthony Stevens.

COOS COUNTY

Burns, Drake, Oleson and Mabel Richardson.

GRAFTON COUNTY

Chambers, Copenhaver, Cornelius, Fimlaid, Hough, Melnick and Ward.

HILLSBOROUGH COUNTY

Ackerson, Ahern, Bernier, Corey, Corser, Margaret Cote, Cullity, Philip Currier, Forsaith Daniels, Day, Favreau, Fleisher, Gardner, LaChance, LaPlante, Lyons, Martel, Martin, McGlynn, Milne, Fred Murray, Nardi, Normand, O'Neil, Orcutt, Peters, Reidy, Shea, Leonard Smith, Kenneth Spalding, Spirou, Robert P. Thibeault, Vachon, Van Loan, Wallin, Wheeler, Cecelia Winn, John Winn and Woodruff.

MERRIMACK COUNTY

Castaldo, Milton Cate, Raymond Chase, Christensen, Hager, Haller, Kenison, McLane, McNichol, Plourde, Rich, Shapiro, Sherman, Underwood and Elmer Wiggin.

ROCKINGHAM COUNTY

Appel, Belair, Blanchette, Collins, Cressy, Danforth, Donald DeCesare, Ganley, Gaskill, Gillis, Griffin, Kelley, Krasker, Lockhart, MacGregor, Maynard, McEachern, Niebling, Michael O'Keefe, Read, Reese, Scanman, Skinner, Splaine, Stimmell and Wilson.

STRAFFORD COUNTY

Appleby, Shirley Clark, Charles Grassie, Horrigan, Lessard, McManus, Robillard and Barbara Thompson.

SULLIVAN COUNTY

Frizzell, Lucas, Tucker and Williamson.

NAYS 204

BELKNAP COUNTY

Goyette, Barbara Kidder, Lawton, Leary, Mansfield, Marsh and Sabbow.
CARROLL COUNTY

Conley, Dickinson, Kenneth Smith and Towle.

CHESHIRE COUNTY

Ames, Francis Callahan, Robert Callahan, Cooke, Cournoyer, Fillback, Anne Gordon, Cleon Heald, Knight, Ladd, Marshala, Scranton, Turner, Wells and Whipple.

COOS COUNTY

Cooney, Craggy, Fortier, Horton, Huggins, Hunt, Victor Kidder, George Lemire, Valliere, Wiswell and York.

GRAFTON COUNTY

Ira Allen, Altman, David Bradley, Richard Bradley, Buckman, George Cate, Cynthia Clark, W. Murray Clark, Duhaime, Myrl Eaton, Logan, Pepitone, Taylor and Bruce Townsend.

HILLSBOROUGH COUNTY

Ainley, Alter, Baker, Barrett, Bednar, Belcourt, Emile Boisvert, Wilfrid Boisvert, Boyd, Bragdon, Burke, Carswell, Carter, Cobleigh, Coburn, Joseph Cote, Coutermash, Douzanis, Drewniak, Dwyer, Clyde Eaton, Joseph Eaton, Gabrielle Gagnon, Nancy Gagnon, Gelinas, Granger, Salvatore Grasso, Philip Heald, Daniel Healy, George Healy, Howard Humphrey, Ingram, Karnis, Edmund Keefe, Lawrence, Lefebvre, Levesque, Doris Lynch, MacDonald, Madigan, Martineau, Miller, Morgan, Timothy O'Connor, Paradis, Arnold Perkins, Russell Perkins, Polak, Quigley, Reardon, Record, Henry Richardson, Seamans, Andre Simard, Sullivan, Sweeney, Theriault, Harold Thomson and Ziakas.

MERRIMACK COUNTY

Ayles, Bartlett, Laurent Boucher, John Cate, Chandler, David Currier, Cushman, Eugene Daniell, Alice Davis, Estee, Gamache, Hanson, Harriman, Hess, James Humphrey, H. Gwendolyn Jones, William Kidder, LaBonte, Millard, Noble, Packard, Ralph, Riley, Shepard and Doris Thompson.

ROCKINGHAM COUNTY

Barka, Benton, Bisbee, Campbell, Collishaw, Thomas Connors, Charles Cummings, Cunningham, Dame, Roy Davis, Grace DeCesare, Eastman, Ellis, Erler, Flanagan, Gage, Goodrich, Gould, Greene, Hobbs, Kashulines, King, Page, Parolise, Parr, Peterson, Richards, Rogers, Sanborn, Sayer, Schwaner, Constance Simard, Tavitian, George Thibeault, Twardus, Webster and Wolfsen.

STRAFFORD COUNTY

Bernard, Bouchard, Canney, Donnelly, Hebert, Joncas, Joos, Kimball, Kincaid, Maloomian, Osgood, Parshley, Pray, Preston, Rowell, Tibbets, Torrey, Tripp, White and Winkley.

SULLIVAN COUNTY

Barrus, Brodeur, Burrows, Desnoyer, LaPointe, LeBrun, Mahoney, Olden, Scott, Roma Spaulding, Sara Townsend and George Wiggins, and the McLane Amendment failed.

Rep. Hoar wished to be recorded in opposition to the McLane amendment.

Rep. Eugene Daniell offered an amendment, and spoke to his amendment.

Reps. Plourde, Hanson, Nardi, Spirou and Coutermash spoke against the Daniell amendment.

Rep. Roma Spaulding spoke in favor of the Daniell amendment.

Rep. Belair moved the previous question.

Sufficiently seconded.

Adopted.

Rep. French requested a roll call on the Daniell amendment.
Sufficiently seconded.

(Speaker Presiding)
YEAS 76 NAYS 254
YEAS 76

BELKNAP COUNTY

Barbara Kidder, Leary and Marsh.

CARROLL COUNTY

Kenneth Smith and Towle.

CHESHIRE COUNTY

Ames, Francis Callahan, Anne Gordon, Turner and Whipple.

COOS COUNTY

Craggy, Huggins, Hunt, Valliere and York.

GRAFTON COUNTY

Ira Allen, Richard Bradley, Buckman, W. Murray Clark, Pepitone and Taylor.

HILLSBOROUGH COUNTY

Belcourt, Emile Boisvert, Boyd, Carter, Coburn, Joseph Cote, Joseph Eaton, Gabrielle Gagnon, Granger, Salvatore Grasso, Philip Heald, Doris Lynch, Paradis, Arnold Perkins, Polak, Quigley, Reardon, Andre Simard, Sweeney and Theriault.

MERRIMACK COUNTY

John Cate, Chandler, Eugene Daniell, LaBonte, Millard, Ralph, Riley and Shepard.

ROCKINGHAM COUNTY

Bisbee, Charles Cummings, Erler, Hobbs, Kashulines, Parr, Sayer, Schwaner, Constance Simard, George Thibeault and Twardus.

STRAFFORD COUNTY

Appleby, Bernard, Canney, Joos, Maloomian, Osgood, Rowell, Tripp, and Winkley.

SULLIVAN COUNTY

Brodeur, Burrows, Desnoyer, LaPointe, LeBrun, Olden and Roma Spaulding.

NAYS 254

BELKNAP COUNTY

Ambrose, Beard, Bowler, French, Goyette, Hildreth, Lawton, Mansfield, James Murray, Nighswander and Sabbow.

CARROLL COUNTY

Russell Chase, Claflin, Conley, Dickinson and Duprey.

CHESHIRE COUNTY

Robert Callahan, Close, Cooke, Cournoyer, Fillback, Hanna, Cleon Heald, Knight, Ladd, William Lynch, Marshalla, McGinness, Milbank, Nims, Proctor, Russell, Scranton, Anthony Stevens and Wells.

COOS COUNTY

Burns, Cooney, Drake, Fortier, Horton, Victor Kidder, George Lemire, Oleson, Poulin, Mabel Richardson and Wiswell.

GRAFTON COUNTY

Altman, David Bradley, George Cate, Chambers, Cynthia Clark, Copenhaver, Cornelius, Duhaime, Myrl Eaton, Fimlaid, Hough, Logan, Melnick, Bruce Townsend and Ward.

HILLSBOROUGH COUNTY

Ackerson, Ahern, Ainley, Alter, Baker, Barrett, Bednar, Bernier, Wilfrid Boisvert, Bragdon, Burke, Carswell, Cobleigh, Corey, Corser, Kendall Cote, Margaret Cote, Coutermarsh, Crotty, Cullity, Philip Currier, Forsaith Daniels, Day, Drewniak, Dwyer, Clyde Eaton, Favreau, Fleisher, Nancy Gagnon, Gardner, Gelinas, Daniel Healy, George Healy, Howard Humphrey, Ingram, Karnis, Edmund Keefe, LaChance, LaP-

Iante, Lawrence, LeFebvre, Levesque, Lyons, MacDonald, Madigan, Martel, Martin, Martineau, McDonough, McGlynn, Miller, Milne, Fred Murray, Nardi, Normand, Timothy O'Connor, O'Neil, Orcutt, Russell Perkins, Peters, Record, Reidy, Henry Richardson, Seamans, Shea, Leonard Smith, Kenneth Spalding, Spirou, Sullivan, Robert P. Thibeault, Harold Thomson, Vachon, Van Loan, Wallin, Wheeler, Cecelia Winn, John Winn, Woodruff and Ziakas.

MERRIMACK COUNTY

Ayles, Bartlett, Laurent Boucher, Castaldo, Milton Cate, Raymond Chase, Christensen, David Currier, Cushman, Alice Davis, Estee, Gamache, Hager, Haller, Hanson, Harriman, Hess, James Humphrey, H. Gwendolyn Jones, Kenison, William Kidder, McLane, McNichol, Noble, Packard, Plourde, Rich, Sherman, Doris Thompson, Underwood and Elmer Wiggin.

ROCKINGHAM COUNTY

Appel, Barka, Belair, Benton, Blanchette, William Boucher, Briggs, Campbell, Collins, Collishaw, Thomas Connors, Cressy, Cunningham, Dame, Danforth, Roy Davis, Donald DeCesare, Grace DeCesare, Eastman, Ellis, Flanagan, Gage, Ganley, Gaskill, Gillis, Goodrich, Gorman, Gould, Greene, Griffin, Hoar, Kelley, King, Krasker, Lockhart MacGregor, Maynard, McEachern, Niebling, Michael O'Keefe, Page, Parolise, Peterson, Anthony Randall, Reese, Richards, Rogers, Sanborn, Scamman, Skinner, Splaine, Stimmell, Tavitian, Webster, Wilson and Wolfsen.

STRAFFORD COUNTY

Bouchard, Shirley Clark, Donnelly, Charles Grassie, Hebert, Horrigan, Kimball, Kincaid, Lessard, McManus, Parsley, Pray, Preston, Robillard, Barbara Thompson, Tibbets, Torrey and White.

SULLIVAN COUNTY

Barrus, Frizzell, Lucas, Mahoney, Scott, Sara Townsend, Tucker, George Wiggins and Williamson. and the Daniell amendment failed.

Rep. Spirou moved that consideration of the Daniell amendment be indefinitely postponed.

Rep. Roma Spaulding spoke against the motion.

The Speaker requested a roll call.

Sufficiently seconded.

(Speaker Presiding)
YEAS 229 NAYS 100
YEAS 229

BELKNAP COUNTY

Ambrose, Beard, Bowler, French, Goyette, Hildreth, Lawton, Mansfield, James Murray, Nighswander and Sabbow.

CARROLL COUNTY

Russell Chase, Conley, Dickinson and Duprey.

CHESHIRE COUNTY

Ames, Robert Callahan, Close, Cooke, Fillback, Hanna, Cleon Heald, Knight, Ladd, William Lynch, Marshalla, McGinness, Milbank, Nims, Proctor, Russell, Scranton and Anthony Stevens.

COOS COUNTY

Burns, Cooney, Fortier, Horton, Hunt, Victor Kidder, Oleson, Poulin, Mabel Richardson and Wiswell.

GRAFTON COUNTY

David Bradley, George Cate, Chambers, Cynthia Clark, Copenhaver, Cornelius, Fimlaid, Hough, Logan, Melnick, Bruce Townsend and Ward.

HILLSBOROUGH COUNTY

Ackerson, Ahern, Baker, Barrett, Bernier, Wilfrid Boisvert, Bragdon, Burke, Corey,

Corser, Margaret Cote, Coutermash, Crotty, Philip Currier, Forsaith Daniels, Day, Drewniak, Dwyer, Favreau, Fleisher, Nancy Gagnon, Gardner, Gelinas, George Healy, Howard Humphrey, Ingram, Karnis, Edmund Keefe, LaChance, Lawrence, Lefebvre, Levesque, MacDonald, Madigan, Martel, Martin, Martineau, McDonough, McGlynn, Miller, Milne, Fred Murray, Nardi, Normand, Timothy O'Connor, O'Neil, Orcutt, Russell Perkins, Peters, Record, Reidy, Henry Richardson, Shea, Leonard Smith, Spirou, Theriault, Robert P. Thibeault, Harold Thomson, Vachon, Van Loan, Wallin, Wheeler, Cecelia Winn, John Winn, Woodruff and Ziakas.

MERRIMACK COUNTY

Ayles, Laurent Boucher, Castaldo, John Cate, Milton Cate, Raymond Chase, Christensen, David Currier, Cushman, Alice Davis, Estee, Gamache, Haller, Hanson, Hess, James Humphrey, H. Gwendolyn Jones, Kenison, William Kidder, LaBonte, McLane, McNichol, Noble, Packard, Plourde, Rich, Sherman, Doris Thompson, Underwood and Elmer Wiggin.

ROCKINGHAM COUNTY

Appel, Belair, Benton, Blanchette, William Boucher, Briggs, Campbell, Collins, Thomas Connors, Cressy, Cunningham, Dame, Danforth, Roy Davis, Donald DeCesare, Eastman, Ellis, Flanagan, Ganley, Gaskill, Gillis, Goodrich, Gould, Greene, Griffin, Hoar, Kashulines, Kelley, King, Krasker, Lockhart, MacGregor, Maynard, McEachern, Niebling, Michael O'Keefe, Page, Parolise, Parr, Peterson, Anthony Randall, Reese, Richards, Rogers, Scamman, Skinner, Splaine, Stimmell, Tavitian, Webster, Wilson and Wolfsen.

STRAFFORD COUNTY

Bouchard, Donnelly, Charles Grassie, Hebert, Horrigan, Joos, Kimball, Kincaid, Lessard, McManus, Parshley, Pray, Preston, Robillard, Barbara Thompson, Tibbets, Torrey and White.

SULLIVAN COUNTY

Barrus, Frizzell, Lucas, Mahoney, Scott, Sara Townsend, Tucker and Williamson.

NAYS 100

BELKNAP COUNTY

Barbara Kidder, Leary and Marsh.

CARROLL COUNTY

Roderick Allen, Claflin, Kenneth Smith and Towle.

CHESHIRE COUNTY

Francis Callahan, Cournoyer, Anne Gordon, Turner, Wells and Whipple.

COOS COUNTY

Craggy, Drake, Huggins, George Lemire, Valliere and York.

GRAFTON COUNTY

Ira Allen, Altman, Richard Bradley, Buckman, W. Murray Clark, Duhaime, Myrl Eaton, Pepitone and Taylor.

HILLSBOROUGH COUNTY

Ainley, Alter, Belcourt, Emile Boisvert, Boyd, Carswell, Carter, Cobleigh, Coburn, Joseph Cote, Kendall Cote, Cullity, Clyde Eaton, Joseph Eaton, Gabrielle Gagnon, Granger, Salvatore Grasso, Philip Heald, Daniel Healy, Doris Lynch, Lyons, Paradis, Arnold Perkins, Polak, Quigley, Reardon, Seamans, Andre Simard, Kenneth Spalding and Sullivan.

MERRIMACK COUNTY

Bartlett, Chandler, Eugene Daniell, Hager, Harriman, Millard, Ralph, Riley and Shepard.

ROCKINGHAM COUNTY

Barka, Bisbee, Collishaw, Charles Cummings, Grace DeCesare, Erler, Gage, Gor-

man, Hobbs, Sanborn, Sayer, Schwaner, Constance Simard, George Thibeault and Twardus.

STRAFFORD COUNTY

Appleby, Bernard, Canney, Shirley Clark, Joncas, Maloomian, Osgood, Rowell, Tripp and Winkley.

SULLIVAN COUNTY

Brodeur, Burrows, Desnoyer, LaPointe, LeBrun, Olden, Roma Spaulding and George Wiggins, and the Daniell amendment was indefinitely postponed.

HB 4 was referred to Appropriations.

SB 1, delaying the effective date of health and accident insurance coverage for mental illness for 6 months. Inexpedient to legislate. Rep. Shirley Clark for Banks and Insurance.

Subject matter covered by HB 4.

Resolution adopted.

CACR 1, relating to override of gubernatorial vetoes. Providing that the number of votes required be reduced to sixty percent of each house. Majority: Inexpedient to legislate; Rep. Chandler for Constitutional Revision. Minority: Ought to pass. (Rep. Joseph M. Eaton)

Majority: Previously defeated in the ConCon. Not of an emergency nature and no other state has this provision and we feel that the Legislature should have two-thirds to override. No valid reason for making the change in the percentage. The minority believes legislative power to enact laws has been weakened and this resolution plus timing to prevent pocket veto will restore a little of the legislature's constitutional authority.

Reps. Chandler, Buckman, George Wiggins and Mabel Richardson spoke in favor of the majority report.

Rep. Joseph Eaton spoke in favor of the minority report. Rep. French moved that CACR 1 be laid upon the table and requested a roll call.

Sufficiently seconded.

(Speaker Presiding)
YEAS 225 NAYS 57
YEAS 255

BELKNAP COUNTY

Ambrose, Beard, French, Goyette, Hildreth, Barbara Kidder, Leary, Mansfield, James Murray, Nighswander, Kenneth Randall, and Sabbow.

CARROLL COUNTY

Roderick Allen, Russell Chase, Claflin, Conley, Dickinson and Kenneth Smith.

CHESHIRE COUNTY

Ames, Robert Callahan, Close, Cooke, Anne Gordon, Cleon Heald, Knight, Ladd, William Lynch, Marshala, Milbank, Nims, Proctor, Ramsey, Russell, Scranton, Anthony Stevens, Turner, Wells and Whipple.

COOS COUNTY

Cooney, Drake, Fortier, Horton, Huggins, Hunt, Victor Kidder, George Lemire, Poulin, Mabel Richardson, Wiswell and York.

GRAFTON COUNTY

Ira Allen, David Bradley, Richard Bradley, Buckman, George Cate, Chambers, Cynthia Clark, W. Murray Clark, Copenhagen, Cornelius, Duhaime, Fimlaid, Hough, Logan, Melnick, Pepitone, Taylor, Bruce Townsend and Ward.

HILLSBOROUGH COUNTY

Ackerson, Ainley, Alter, Baker, Bednar, Emile Boisvert, Boyd, Bragdon, Carswell, Carter, Cobleigh, Coburn, Corser, Joseph Cote, Kendall Cote, Margaret Cote, Crotty,

Philip Currier, Day, Douzanis, Drewniak, Dwyer, Clyde Eaton, Joseph Eaton, Gabrielle Gagnon, Gardner, Gelinas, Granger, Salvatore Grasso, Philip Heald, Holland, Howard Humphrey, Ingram, Karnis, Edmund Keefe, Lawrence, Lefebvre, Levesque, Doris Lynch, Lyons, MacDonald, Madigan, Martel, Martin, Martineau, McGlynn, Miller, Morrissette, Fred Murray, Nardi, Normand, Timothy O'Connor, O'Neil, Paradis, Arnold Perkins, Russell Perkins, Peters, Polak, Quigley, Reardon, Reidy, Seamans, Shea, Leonard Smith, Kenneth Spalding, Spirou, Sullivan, Theriault, Vachon, Van Loan, Wheeler, Cecelia Winn, John Winn and Woodruff.

MERRIMACK COUNTY

Bartlett, Laurent Boucher, Castaldo, John Cate, Milton Cate, David Currier, Cushman, Eugene Daniell, Alice Davis, Estee, Gamache, Hager, Haller, Hanson, Harriman, Hess, James Humphrey, H. Gwendolyn Jones, Kenison, William Kidder, McNichol, Millard, Packard, Rich, Riley, Shepard, Sherman, Underwood and Elmer Wiggin.

ROCKINGHAM COUNTY

Appel, Barka, Belair, Benton, Bisbee, Blanchette, William Boucher, Campbell, Collins, Collishaw, Thomas Connors, Charles Cummings, Cunningham, Dame, Danforth, Roy Davis, Donald DeCesare, Grace DeCesare, Eastman, Ellis, Erler, Flanagan, Gage, Ganley, Gaskill, Goodrich, Gorman, Gould, Greene, Hoar, Hobbs, Kashulines, King, Krasker, Lockhart, MacGregor, McEachern, Michael O'Keefe, Page, Parr, Peterson, Anthony Randall, Reese, Rogers, Sanborn, Schwaner, Constance Simard, Skinner, Stimmell, Tavitian, George Thibeault, Twardus and Webster.

STRAFFORD COUNTY

Bernard, Canney, Shirley Clark, Charles Grassie, Horrigan, Joncas, Joos, Kimball, Maloomian, Osgood, Parshley, Pray, Preston, Rowell, Barbara Thompson, Tibbets, Torrey, White and Winkley.

SULLIVAN COUNTY

Barrus, Desnoyer, Frizzell, LeBrun, Lucas, Mahoney, Olden, Scott, Roma Spaulding, Sara Townsend and Tucker.

NAYS 57

BELKNAP COUNTY

Bowler and Lawton.

CARROLL COUNTY

Towle.

CHESHIRE COUNTY

Francis Callahan, Cournoyer, Fillback, Hanna and McGinness.

COOS COUNTY

Craggy, Oleson and Valliere.

HILLSBOROUGH COUNTY

Ahern, Barrett, Bernier, Burke, Corey, Coutermash, Cullity, Forsaith Daniels, Fleisher, Nancy Gagnon, Daniel Healy, LaPlante, Milne, Orcutt, Henry Richardson, Harold Thomson, Wallin and Ziakas.

MERRIMACK COUNTY

Ayles, Chandler, Raymond Chase, Christensen, LaBonte, Ralph and Doris Thompson.

ROCKINGHAM COUNTY

Briggs, Cressy, Griffin, Kelley, Maynard, Niebling, Parolise, Read, Sayer and Splaine.

STRAFFORD COUNTY

Appleby, Bouchard, Donnelly, Hebert, McManus, Robillard and Tripp.

SULLIVAN COUNTY

Brodeur, LaPointe, George Wiggins and Williamson.
and CACR 1 was laid upon the table.

HB 17, providing opportunity in public education without discrimination. Ought to pass with amendment. Rep. Day for Education.

The committee reported this bill favorably in the regular session and feels that it becomes more necessary all the time. The report is unanimous.

AMENDMENT

Amend RSA 354-A:8, III-a as inserted by section 2 of the bill by striking out the same and inserting in place thereof the following:

III-a. For any public school to discriminate against any person on the basis of sex, race, creed, color, marital status or national origin in educational programs or activities or to deny any person on the basis of sex, race, creed, color, marital status, physical or mental handicap or national origin the benefits of educational programs or activities.

Rep. Lockhart explained the committee amendment.

Amendment Adopted.

Rep. Lawton moved that HB 17 be indefinitely postponed and spoke to his motion.
Reps. Day, Leonard Smith, Spirou and William Boucher spoke against the motion.
Rep. Drake spoke to the bill.

Rep. Wilfrid Boisvert moved the previous question.

Sufficiently seconded.

Adopted.

Rep. Chambers requested a roll call, on indefinite postponement.

Sufficiently seconded.

(Speaker Presiding)
YEAS 82 NAYS 228
YEAS 82

BELKNAP COUNTY

Barbara Kidder, Lawton and James Murray.

CARROLL COUNTY

Towle.

CHESHIRE COUNTY

Ames, Francis Callahan, Cournoyer, Anne Gordon, Nims, Scranton, Turner and Whipple.

COOS COUNTY

Huggins, Hunt, Mabel Richardson and York.

GRAFTON COUNTY

Ira Allen, Richard Bradley, Buckman, George Cate, W. Murray Clark, Duhaime, Myrl Eaton, Pepitone and Bruce Townsend.

HILLSBOROUGH COUNTY

Ackerson, Bednar, Emile Boisvert, Wilfrid Boisvert, Bragdon, Coburn, Joseph Cote, Kendall Cote, Crotty, Joseph Eaton, Favreau, Lawrence, Doris Lynch, MacDonald, Madigan, Martineau, Morrissette, Reardon, Harold Thomson and Vachon.

MERRIMACK COUNTY

Bartlett, Laurent Boucher, Chandler, Eugene Daniell, Millard, Noble, Ralph, Shepard and Doris Thompson.

ROCKINGHAM COUNTY

Barka, Collishaw, Charles Cummings, Erler, Flanagan, Gage, Gaskill, Gorman, Greene, Griffin, MacGregor, Page, Parolise, Read, Sayer and Constance Simard.

STRAFFORD COUNTY

Bouchard, Canney, Donnelly, Joncas, Kimball, Osgood, Parshley, Preston, Rowell and Winkley.

SULLIVAN COUNTY

Barrus and George Wiggins.

NAYS 228

BELKNAP COUNTY

Ambrose, Beard, Bowler, French, Goyette, Hildreth, Leary, Mansfield, Nighswander, Kenneth Randall and Sabbow.

CARROLL COUNTY

Roderick Allen, Russell Chase, Claflin, Conley, Dickinson, Duprey and Kenneth Smith.

CHESTER COUNTY

Close, Cooke, Fillback, Hanna, Cleon Heald, Knight, Ladd, William Lynch, Marshala, McGinness, Milbank, Proctor, Ramsey, Russell, Anthony Stevens and Wells.

COOS COUNTY

Cooney, Craggy, Drake, Fortier, Horton, George Lemire, Oleson, Poulin, Valliere and Wiswell.

GRAFTON COUNTY

David Bradley, Chambers, Cynthia Clark, Copenhaver, Cornelius, Fimlaid, Hough, Logan, Melnick, Taylor and Ward.

HILLSBOROUGH COUNTY

Ahern, Ainley, Alter, Baker, Barrett, Bernier, Bishop, Boyd, Carswell, Carter, Cobleigh, Corey, Corser, Margaret Cote, Coutermash, Cullity, Philip Currier, Day, Douzanis, Drewniak, Fleisher, Gabrielle Gagnon, Nancy Gagnon, Gardner, Granger, Salvatore Grasso, Philip Heald, Daniel Healy, Holland, Ingram, Edmund Keefe, LaChance, Lefebvre, Levesque, Lyons, Martel, Martin, McDonough, McGlynn, McLaughlin, Milne, Morgan, Fred Murray, Nardi, Normand, O'Neil, Orcutt, Paradis, Arnold Perkins, Russell Perkins, Peters, Polak, Quigley, Record, Reidy, Henry Richardson, Shea, Sing, Leonard Smith, Kenneth Spalding, Spirou, Sullivan, Theriault, Van Loan, Wallin, Wheeler, Cecelia Winn, John Winn and Woodruff.

MERRIMACK COUNTY

Ayles, Castaldo, John Cate, Milton Cate, Raymond Chase, Christensen, David Currier, Cushman, Alice Davis, Estee, Gamache, Hager, Haller, Hanson, Harriman, Hess, H. Gwendolyn Jones, Kenison, William Kidder, LaBonte, McLane, McNichol, Packard, Plourde, Rich, Riley, Sherman, Underwood and Elmer Wiggin.

ROCKINGHAM COUNTY

Appel, Blanchette, William Boucher, Briggs, Campbell, Collins, Thomas Connors, Cressy, Cunningham, Dame, Danforth, Roy Davis, Donald DeCesare, Grace DeCesare, Eastman, Ellis, Ganley, Gillis, Goodrich, Gould, Hoar, Hobbs, Kashulines, Kelley, King, Krasker, Lockhart, Maynard, McEachern, Niebling, Michael O'Keefe, Parr, Peterson, Anthony Randall, Reese, Richards, Rogers, Sanborn, Schwaner, Skinner, Splaine, Stimmell, Tavitian, Webster, Wilson and Wolfsen.

STRAFFORD COUNTY

Bernard, Shirley Clark, Charles Grassie, Hebert, Horrigan, Joos, Kincaid, Lessard, Maloomian, McManus, Robillard, Barbara Thompson, Tibbets, Torrey, Tripp and White.

SULLIVAN COUNTY

Brodeur, Burrows, Frizzell, LaPointe, LeBrun, Lucas, Mahoney, Olden, Scott, Roma Spaulding, Sara Townsend, Tucker and Williamson.

and the motion lost.

RECESS

HB 17 was referred to Appropriations.

HB 25, to permit certain towns to use open pit incinerators. Ought to pass with amendment. Rep. Greene for Environment and Agriculture.

The committee agrees that it would be pointless and ineffective to pass the bill in its original form. The amended bill will allow the state agency and the commission to work with the EPA to recognize the problem faced by some of our towns in finding acceptable solutions to the solid waste problem.

AMENDMENT

Amend the title of the bill by striking out same and inserting in place thereof the following:

AN ACT

relative to extension of time limits for eliminating burning
dumps in certain towns.

Amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1 Extension of Time Limits. Amend 1975, 290 by inserting after section 2 the following new section:

290:2-a Limit Extension; Hardship Cases. This chapter shall not be construed to limit the authority of the air pollution control commission to grant extensions of the time limits set forth for the elimination of burning dumps in applicable regulations on a case by case basis on application by a town where demonstrated hardship is found to exist for such town and where the commission finds that such extension will not result in a violation of any air quality standard. In addition, this chapter shall not be construed to prevent the commission from revising its regulations pertaining to open burning to exempt certain classes of towns from any part of or all of such regulations upon approval by the United States environmental protection agency.

2 Effective Date. This act shall take effect upon its passage.

Amendment adopted.

Ordered to third reading.

HB 22, authorizing the payment of a shift differential to certain employees of the New Hampshire hospital relating to the medical-dental staff of New Hampshire hospital and making an appropriation therefor. Ought to pass with amendment. Rep. McLane for Executive Departments and Administration.

This bill has passed the Executive Departments and Administration Committee twice before. A necessary step to insure adequate staffing of the hospital on night shifts, an important step towards accreditation. Amendment adds Laconia School and Training Center employees.

AMENDMENT

Amend the title of the bill by striking out same and inserting in place thereof the following:

AN ACT

authorizing the payment of a shift differential to employees of the New Hampshire hospital and the Laconia state school and training center relating to

the medical-dental staff of New Hampshire hospital
and making an appropriation therefor.

Amend the bill by striking out section one and inserting in place thereof the following:

1 Shift Differential Pay for Certain Institutional Employees. Amend RSA 99 by inserting after section 11 the following new section:

99:11-a Shift Differential Pay; Certain Institutional Employees. In addition to any other pay benefits provided under this chapter, any classified employee of the New Hampshire hospital or the Laconia state school and training center who is required to work the evening or night shift or any shift on weekends or holidays, shall be entitled to receive differential pay in the amount of 10 percent of the base pay earned during the hours worked on such shifts.

Amend the bill by striking out section 2 and inserting in place thereof the following:

2 Appropriation. There is hereby appropriated the sum of \$453,352.00 for the fiscal year ending June 30, 1977 to the division of mental health, department of health and welfare, for the purposes of section one of this act. The governor is authorized to draw his warrant for said sums out of any money in the treasury not otherwise appropriated.

Amendment adopted.

Referred to Appropriations.

HB 3, to redefine professional nursing to include the performance of certain medical functions in collaboration with physicians or dentists licensed in other states. Ought to pass with amendment. Rep. Roma Spaulding for Health and Welfare.

This bill amends HB 77, passed in the 1975 Session, clarifying RSA 326-B:2, so that the professional nursing in their performance of those tasks in collaboration with physicians and dentists can practice under those duly licensed in the United States or Canada.

AMENDMENT

Amend the title of the bill by striking out same and inserting in place thereof the following:

AN ACT

to redefine professional nursing to include the performance
of certain medical functions in collaboration with phy-
sicians or dentists licensed in other states and Canada

Amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1 Collaboration with Licensed Physicians and Dentists. Amend RSA 326-B:2, V (e)(supp) as inserted by 1975, 281:1 by striking out said subparagraph and inserting in place thereof the following:

(e) Collaborating with the physician or dentist duly licensed in the United States or Canada, in the implementation of the medical regimen by performing those medical functions based on medical diagnosis and prescription of therapeutic or corrective measures, which are recognized by both the medical and nursing professions as proper to be performed by the registered professional nurse or as authorized by rules and regulations jointly promulgated by the New Hampshire board of nursing and the New Hampshire board of medicine and which are implemented by the New Hampshire board of nursing;

2 Effective Date. This act shall take effect upon its passage.

Amendment adopted.

Ordered to third reading.

HB 5, providing for the defense and indemnification of state officers and employees against claims and civil actions arising out of acts committed while in the course of their employment and within the scope of their authority. Refer for interim study. Rep. Martin for Judiciary.

The effect of the bill is closely allied with the state sovereign immunity which is under study by an interim committee. This provides for study by a subcommittee of the Judiciary Committee in conjunction with the committee on sovereign immunity.

Referred for interim study.

HB 13, providing for the alternative disposition of delinquent children; prohibiting the detainment or commitment of persons who are 18 years of age or older to the youth development center; defining certain procedural rights for children in juvenile court proceedings; and permitting the placement of persons in need of supervision in certain shelter care facilities. Inexpedient to legislate. Rep. Daniel Healy for Judiciary.

An attempt to solve problems resulting from the passage of SB 18. The committee felt that this bill weakened the law without any benefit.

Resolution adopted.

HB 28, relative to resolving deadlocks in certain closely held corporations and authorizing the superior court to appoint a receiver for such corporations in the event a deadlock is not resolved. Inexpedient to legislate. Rep. Daniel Healy for Judiciary.

To solve the problem when there is a deadlock in a corporation, by giving the court authority to appoint a neutral director. Committee felt the bill needed more work done on it on liability, etc.

Resolution adopted.

HB 26, relative to the organizational convening of the general court. Ought to pass with amendment. Rep. Milne for Legislative Administration.

Changes have been made to conform with the constitutional change of the organizational date of the Legislature. The amended bill sets the date for the county conventions and the election of Secretary of State and Treasurer as well as all House officers. Changes in the statutes concerning the Orientation manual are also included. Other amendments delete the term biennium in relation to the terms of the Secretary of State and Treasurer.

AMENDMENT

Amend section 1 of the bill by striking out same and inserting in place thereof the following:

1 Organizational Convening. Amend RSA 14 by inserting after section 2-a the following new section:

14:2-b Organizational Convening. Pursuant to the constitution, the general court shall assemble biennially on the first Wednesday of December following the biennial election for organizational purposes. At such assembly, the senate and the house shall take the oath of office, elect the secretary of state, the state treasurer and such other officers and employees, adopt such organizational procedures and rules and perform such other organizational business as they deem necessary.

Amend RSA 9:13-a as inserted by section 2 of the bill by striking out said section and inserting in place thereof the following:

9:13-a Advisory Budget Control Committee. There shall be an advisory budget control committee comprised of 5 members as follows: The chairman of the house appropriations committee who shall be chairman of the advisory budget control committee, the chairman of the senate finance committee, 2 members of the house to be appointed by the speaker of the house, who shall also be members of the house appropriations committee, and a fifth member who shall be appointed by the president of the senate and shall be a member of the senate finance committee. At least one member appointed by the speaker of the house shall not be a member of the same political party as the chairman of the house appropriations committee. The member appointed by the president of the senate shall not be a member of the same political party as the chairman of the senate finance committee. Members of the advisory budget control committee shall be appointed not later than 7 days after the organizational session of the general court and shall hold office until their successors are appointed and qualified at the following organizational session of the general court. Vacancies in membership of the advisory budget control committee shall be filled by the presiding officer of that branch of the general court in which said members hold office, or if there be no presiding officer, by the chairman of the appropriations committee of the house or the finance committee of the senate as the case may be.

Amend RSA 14:21 as inserted by section 6 of the bill by striking out said section and inserting in place thereof the following:

14:21 Assistant Clerks. The compensation of the assistant clerks of the senate and the house shall be set at a rate of forty-five dollars per day for each day of attendance and the president of the senate or the speaker of the house, as the case may be, shall determine what days the assistant clerk shall be in attendance.

Amend RSA 17-C:1, I as inserted by section 7 of the bill by striking out said paragraph and inserting in place thereof the following:

I. To prepare, print and distribute a legislator's manual not less than 7 days before the legislator's orientation program scheduled pursuant to paragraph II, in the even numbered years which shall consider but not be limited to the following: The house rules, the joint house and senate rules, suggested rules for procedure of legislative committees, a map of Concord, floor plans for state house, a department directory, parking, the procedure for filing a bill, the location of committee rooms, an explanation of the telephone system, a roster of members, food and lodging locations, rules on mileage, tax status on mileage, caucuses, election of certain officers, election of attachés, operation of the organizational session, events on the first day of the regular session, salary payments, state library facilities, legislative services, and a brief sketch of parliamentary procedures.

Amend RSA 24:9-a as inserted by section 9 of the bill by striking out said section and inserting in place thereof the following:

24:9-a First Meeting. The first meeting of the county convention shall be convened on the first Wednesday of December of each biennial session of the general court in the city or town where the house of representatives meets, at a time and place to be announced by the clerk of the house of representatives.

Amend section 10 of the bill by striking out same and inserting in place thereof the following:

10 Secretary of State. Amend RSA 5:1 by striking out said section and inserting in place thereof the following:

5:1 Department; Secretary; Election and Bond. There is hereby established a department of state under the executive direction of the secretary of state. The secretary of state shall be chosen biennially in the manner directed in the constitution and in accordance with RSA 14:2-b. The penal sum of his bond shall be \$10,000, and the sureties upon it must be satisfactory to the governor and council.

11 State Treasurer. Amend RSA 6:1 by striking out said section and inserting in place thereof the following:

6:1 Election. The state treasurer shall be chosen biennially in the manner directed in the constitution and in accordance with RSA 14:2-b and shall hold office until a successor is elected.

12 Treasurer's Bond. Amend RSA 6:3 (supp) as amended by striking out said section and inserting in place thereof the following:

6:3 Bond. Before entering upon the duties of his office, he shall give bond in the sum of two hundred thousand dollars, with sufficient sureties, to be approved by the governor and council, conditioned for the faithful discharge of the duties of his office, including his duties as custodian of trust funds of state institutions and of the several funds of the state employees' retirement, teachers' retirement, policemen's retirement, firemen's retirement systems and the New Hampshire Retirement System. Said bond shall be deposited and safely kept in the office of the secretary. Upon the failure of the legislature to elect a state treasurer on the first Wednesday of December of the biennium, the state treasurer previously elected shall give a new bond in the sum of \$200,000 with sureties, to be approved by the governor and council, which bond shall be conditioned upon the satisfactory discharge of the duties of said office until a successor is elected, and shall be deposited and safely kept in the office of the secretary of state.

13 Repeal. RSA 24:9-b, relative to notice of time and place of first meeting of the county convention, is hereby repealed.

14 Effective Date. This act shall take effect 60 days after its passage.

Amendment adopted.

Ordered to third reading.

HB 16, legalizing a special town meeting in Newmarket. Inexpedient to legislate. Rep. Mann for Municipal and County Government.

Committee did not receive necessary information.

Rep. Mann moved that HB 16 be recommitted to the committee on Municipal and County Government and spoke to his motion.

Adopted.

HB 19, requiring local approval for any major development in a town. Inexpedient to legislate. Rep. Rowell for Municipal and County Government.

Committee did not see the necessity for passing this bill. Sponsors presented numerous amendments to original draft. Bill was opposed by planning boards including the Manchester Planning Board. This bill would have bypassed the statutory authorization presently vested with the planning boards, boards of adjustment and building inspectors in all municipalities if adopted. Bill would require many referendums for such complexes as shopping plazas, industry and other commercial enterprises.

Resolution adopted.

HB 21, making an appropriation for operating and capital expenses of the division of mental health and the New Hampshire hospital. Ought to pass with amendment. Rep. Ellis for Public Works.

The committee heard considerable testimony on the capital budget section of this bill. All testimony was in favor of the proposed capital expenditure program and the committee voted unanimously 10 to 0 ought to pass as amended.

These capital expenditures are a must to provide for an orderly process of

renovating and equipping State Hospital buildings to help and speed up the reaccreditation process. With this program as planned reaccreditation may be possible before year end.

AMENDMENT

Amend the bill by striking out sections 4 and 5 and inserting in place thereof the following:

4 Appropriation. The following sums are hereby appropriated to the department of health and welfare for the projects specified:

New Hampshire hospital

I. Reconstruct, renovate and equip

Brown building

\$2,800,000

II. Forensic unit

Security screens and doors

30,000

III. Pleasant View Home

Furnishings

400,000

Fire and security protection renovations

including architects and engineering fees

370,000

Total

\$3,200,000

5 Bonds Authorized. To provide funds for the appropriations made in section 4 of this act, the state treasurer is hereby authorized to borrow upon the credit of the state not exceeding the sum of \$3,200,000 and for said purpose may issue bonds and notes in the name and on behalf of the state of New Hampshire in accordance with the provisions of RSA 6-A.

Amendment adopted.

Referred to Appropriations.

HB 24, making an appropriation for capital improvements. Ought to pass with amendment. Rep. Sanborn for Public Works.

Phase I of the Health and Welfare building development program was authorized by the 1969 Legislature and this laboratory section of the complex was completed in 1973.

Authority to proceed with the design and working drawings for Phase II was authorized by the 1974 special session. Drawings are now nearly complete for Phase II and the work can be put out for bids about May 1, 1976 which in general complies with previous legislative intent.

The new building will house Health and Welfare offices now in rented spaces throughout the city of Concord. It will house the Central Data Processing organization now renting on a year to year basis from Blue Cross/Blue Shield. These total rentals amount to nearly a half million dollars a year.

The building is also designed to house a state emergency operating center presently in cramped quarters in the State Armory.

This project will provide for an orderly building program and timed to stay ahead of constantly rising building costs. All testimony favored this project. This bill will also allow the removal of deteriorated wooden state office buildings on South Street. The vote of the Committee was unanimous.

AMENDMENT

Amend the bill by striking out sections 1 and 2 and inserting in place thereof the following:

1 Appropriation. The sums hereinafter detailed in this section are hereby appropriated for the projects specified to the department, agencies, and branches named:
I Construction, furnishing and equipping of phase II of office building in Concord for Health and Welfare, including an emergency operating center, and construction, furnishing and equipping of an addition to such office building for Centralized Data Processing

Total Paragraph I

Total state appropriations section 1

\$12,600,000*

\$12,600,000

\$12,600,000

*If federal funds become available then they are hereby appropriated and the state appropriation shall be reduced by an amount equal to the federal funds.

2 Bonds Authorized. To provide funds for the appropriations made in section 1 of this act, the state treasurer is hereby authorized to borrow upon the credit of the state not exceeding the sum of \$12,600,000 and for said purpose may issue bonds and notes in the name and on behalf of the state of New Hampshire in accordance with the provisions of RSA 6-A.

Amendment adopted.

Rep. Morrissette requested a quorum count.

The Speaker declared a quorum present.

Rep. Eugene Daniell spoke against the committee report.

Rep. Forsaith Daniels spoke in favor of the committee report.

HB 24 was referred to Appropriations.

HB 18, establishing maximum noise levels for motorboats. Ought to pass with amendment. Rep. Claflin for Resources, Recreation and Development.

Limits noise emissions from power boats to tolerable levels. Exemptions provided for lawful races and the like.

AMENDMENT

Amend RSA 270:42 as inserted by section 1 of the bill by striking out same.

Amendment adopted.

Rep. Boyd moved that HB 18 be recommitted to the committee on Resources, Recreation and Development, to be reported back by the fifth legislative day and spoke to his motion.

Reps. Chandler, Lawton, Leary, Claflin, James Murray and Russell Chase spoke against the motion.

Rep. Ellis moved the previous questions.

Sufficiently seconded.

Adopted.

Motion lost.

Ordered to third reading.

HB 14, increasing the operating budget for the New Hampshire transportation authority; and restoring funds for the position of executive directory of the authority and making an appropriation therefor. Inexpedient to legislate. Rep. W. Murray Clark for Transportation.

This bill would fund the position of Transportation Authority director which the Appropriations Committee refused to fund during the regular session.
Resolution adopted.

HB 15, regulating the transportation of hazardous cargo. Inexpedient to legislate. Rep. York for Transportation.

The Committee feels the bill would create an adverse effect on the economy.

Testimony confirmed that present movement of hazardous materials is fully regulated by the federal government and the New Hampshire Public Utilities Commission.

The safety record throughout the United States in the delivery and handling of these products is commendable. Committee vote was unanimous.

Rep. Krasker moved that the words, ought to pass, be substituted for the committee report, inexpedient to legislate, spoke to her motion and subsequently withdrew her motion.

Resolution adopted.

SB 6, implementing the staggered registration system for private passenger vehicles. Ought to pass. Rep. James W. Murray for Transportation.

This bill is a housekeeping measure to clarify the wording of the new staggered registration law.

Ordered to third reading.

HB 23, redefining the term wild land in the current use taxation law. Inexpedient to legislate. Rep. Cunningham for Ways and Means.

The sponsors withdrew HB 23 and requested that it be reported inexpedient to legislate.

Resolution adopted.

HB 29, repealing the termination date of RSA 284:14-b relative to permitting the creation of public greyhound racing kennels. Inexpedient to legislate. Rep. Parr for Ways and Means.

The legislation which this bill affects expires at the end of the 1977 regular session. In view of that the Committee did not feel it appropriate to pass this bill.

The bill needs further study which can be accomplished after the Special Session or during the 1977 regular session.

Resolution adopted.

HB 12, clarifying a county's power to do certain acts and restricting the power of a county convention to make appropriations. Ought to pass. Rep. Rowell for Municipal and County Government.

This bill does not restrict the powers of a county or county convention but puts counties in the same category as municipalities as defined in the statutes.

This bill merely restates court decisions which state that any unit of government

has only those powers which the legislature grants to them.

This bill takes effect July 1, 1977. This enables any county delegation to request the legislature for additional powers to appropriate money in specific areas.

Rep. Griffin moved that the words, inexpedient to legislate, be substituted for the committee report, ought to pass, and spoke to her motion.

Reps. Blanchette, William Boucher, Woodruff, Williamson, Richard Bradley, Oleson, Fortier and Record spoke in favor of the motion.

Reps. Rowell, George Wiggins, Bednar and Hanson spoke against the motion.

Rep. Coutermarsh moved that HB 12 be indefinitely postponed and spoke to his motion.

Rep. Hoar moved the previous question.

Sufficiently seconded.

Adopted.

Rep. Sayer requested a roll call on indefinite postponement.

Sufficiently seconded.

(Speaker Presiding)

YEAS 271 NAYS 61

YEAS 271

BELKNAP COUNTY

Ambrose, Beard, Brouillard, French, Goyette, Hildreth, Lawton, Leary, Mansfield, James Murray, Nighswander, Kenneth Randall and Sabbow.

CARROLL COUNTY

Claflin, Conley, Dickinson, Duprey and Kenneth Smith.

CHESHIRE COUNTY

Francis Callahan, Close, Cooke, Fillback, Hanna, Ladd, William Lynch, Marshalla, Milbank, Proctor, Ramsey, Russell, Scranton and Anthony Stevens.

COOS COUNTY

Burns, Cooney, Craggy, Drake, Fortier, Horton, Huggins, Hunt, Victor Kidder, George Lemire, Oleson, Poulin, Mabel Richardson, Valliere, Wiswell and York.

GRAFTON COUNTY

Ira Allen, Altman, David Bradley, Richard Bradley, Buckman, George Cate, Chambers, Cynthia Clark, W. Murray Clark, Copenhaver, Cornelius, Duhaime, Myrl Eaton, Fimlaid, Hough, Logan, Melnick, Taylor, Bruce Townsend and Ward.

HILLSBOROUGH COUNTY

Ackerson, Ahern, Alter, Arnold, Belcourt, Bernier, Wilfrid Boisvert, Boyd, Bragdon, Cobleigh, Coburn, Colson, Corser, Joseph Cote, Margaret Cote, Coutermarsh, Crotty, Cullity, Philip Currier, Forsaith Daniels, Day, Douzanis, Dwyer, Clyde Eaton, Joseph Eaton, Favreau, Fleisher, Gabrielle Gagnon, Gardner, Granger, Salvatore Grasso, Philip Heald, Daniel Healy, George Healy, Holland, Howard Humphrey, Ingram, Karnis, Edmund Keefe, LaChance, LaPlante, Lawrence, Lefebvre, Doris Lynch, Lyons, Madigan, Martel, Martin, Martineau, McDonough, McGlynn, McLaughlin, Miller, Milne, Morgan, Fred Murray, Nardi, Normand, O'Neil, Orcutt, Paradis, Peters, Reardon, Record, Reidy, Henry Richardson, Shea, Sing, Leonard Smith, Spirou, Sullivan, P. Robert Thibeault, Harold Thomson, Tropea, Vachon, Van Loan, Wallin, Wheeler, Cecelia Winn, John Winn and Woodruff.

MERRIMACK COUNTY

Ayles, Laurent Boucher, Castaldo, John Cate, Raymond Chase, David Currier, Cushman, Eugene Daniell, Alice Davis, Estee, Gamache, Hager, Haller, Harriman, Hess, James Humphrey, H. Gwendolyn Jones, Kenison, William Kidder, McNichol, Millard, Noble, Packard, Plourde, Rich, Riley, Doris Thompson, Underwood and Elmer Wiggin.

ROCKINGHAM COUNTY

Appel, Barka, Belair, Benton, Bisbee, Blanchette, William Boucher, Briggs, Collins, Collishaw, Thomas Connors, Cressy, Charles Cummings, Cunningham, Dame, Donald DeCesare, Grace DeCesare, Eastman, Erler, Flanagan, Ganley, Gillis, Goodrich, Gorman, Gould, Greene, Griffin, Hoar, Hobbs, Krasker, Lockhart, MacGregor, McEachern, Niebling, Michael O'Keefe, Page, Parolise, Parr, Anthony Randall, Read, Reese, Richards, Rogers, Sanborn, Scamman, Schwaner, Constance Simard, Skinner, Splaine, Stimmell, Tavitian, George Thibeault, Twardus, Webster, Wilson and Wolfsen.

STRAFFORD COUNTY

Appleby, Bernard, Bouchard, Canney, Shirley Clark, Donnelly, Charles Grassie, Hebert, Joncas, Joos, Kimball, Kincaid, Lessard, Maloomian, McManus, Parnagian, Parshley, Preston, Robillard, Sackett, Barbara Thompson, Tibbetts, Torrey, Tripp, White and Winkley.

SULLIVAN COUNTY

Barrus, Brodeur, Frizzell, Lucas, Mahoney, Olden, Scott, Sara Townsend, Tucker and Williamson.

NAYS 61

BELKNAP COUNTY

Bowler.

CARROLL COUNTY

Roderick Allen and Towle.

CHESHIRE COUNTY

Ames, Robert Callahan, Cournoyer, Anne Gordon, Cleon Heald, Knight, McGinness, Nims, Turner, Wells and Whipple.

GRAFTON COUNTY

Mann and Pepitone.

HILLSBOROUGH COUNTY

Barrett, Bednar, Emile Boisvert, Burke, Carswell, Corey, Kendall Cote, Drewniak, Nancy Gagnon, Levesque, Morrisette, Timothy O'Connor, Arnold Perkins, Russell Perkins, Polak, Quigley, Andre Simard and Theriault.

MERRIMACK COUNTY

Milton Cate, Chandler, Christensen, Hanson, LaBonte, Ralph, Shepard and Sherman.

ROCKINGHAM COUNTY

Campbell, Danforth, Roy Davis, Ellis, Gage, Gaskill, Kashulines, Kelley, King and Sayer.

STRAFFORD COUNTY

Osgood, Pray and Rowell.

SULLIVAN COUNTY

Burrows, Desnoyer, LaPointe, LeBrun, Roma Spaulding and George Wiggins. and HB 12 was indefinitely postponed.

HOUSE CONCURRENT RESOLUTION NO 1

The subcommittee on Resolutions and Screening having approved its introduction, Reps. Roberts, Spirou, French, Lyons and Conley offered the following:

HCR1, relative to supporting the re-enactment
of the general revenue sharing program.

Whereas the United States House of Representatives and Senate enacted and the President signed the *State and Local Fiscal Assistant Act* of 1972, known as the General Revenue Sharing law; and,

Whereas, the General Revenue Sharing law is designed to return a portion of federal tax collections to state, county and local governments for meeting locally-identified, high priority needs; and,

Whereas, the General Revenue Sharing law is based on the principles of home rule and local control of revenues returned to states, counties and local governments and allows recipient governments to determine their own uses for the funds; and,

Whereas, the General Revenue Sharing funds have enabled New Hampshire governments to prevent the imposition of major new taxes and limit increases in existing taxes; and,

Whereas, the General Revenue Sharing law will have returned approximately \$33,000,000 to the state government, approximately \$8,700,000 to county governments and approximately \$58,000,000 to municipal governments in the period December, 1972 to December, 1976; and,

Whereas, the *State and Local Fiscal Assistance Act of 1972* will expire on December 31, 1976, unless extended or re-enacted by Congress; and,

Whereas, there are several proposals currently before Congress to continue General Revenue Sharing;

Now, Therefore, Be It Resolved by the House of Representatives, the Senate concurring:

That the New Hampshire general court in special session calls upon the New Hampshire congressional delegation to support the re-enactment of General Revenue Sharing with all deliberate speed; and,

That the New Hampshire general court in special session calls upon the New Hampshire congressional delegation to consistently support the exclusion of General Revenue Sharing re-enactment from the terms of the Congressional Budget Act so that re-enactment may be effected early in 1976; and,

That a copy of this resolution and all accompanying papers with the signatures of the leadership of the house and senate be transmitted forthwith to each member of the New Hampshire congressional delegation.

Adopted.

HOUSE RESOLUTION 2

The subcommittee on Resolutions and Screening having approved its introduction, Reps. Roberts, Spirou, Conley and Lyons offered the following:

HR 2, requesting the public utilities commission to hold a public hearing before granting any fuel adjustment surcharge to any electric utility company.

Whereas, the cost of electricity is a significant factor in the economy of New Hampshire and in the economic well-being of our citizens; and

Whereas, the public utilities commission is charged by statute with insuring that the price of electricity is just and reasonable; and

Whereas, the appearance of fairness in administrative procedures is as important to the consuming public as the appearance of fairness in the procedures followed by the legislative and judicial branches of government; and

Whereas, it has been the practice of the public utilities commission to allow electric utilities companies to pass through increases of fuel costs to their own customers in the form of a full adjustment surcharge without first holding public hearings to ascertain either the necessity for the increase or the ability of consumers of electricity to pay the increased price of electricity; and

Whereas, this practice on the part of the public utilities commission has given rise to a widespread feeling on the part of the citizens of this state that the price of electricity and

the practices of electric utility companies in establishing those prices are unjust, unreasonable and not in the best interest of the people or of the economy of New Hampshire.

Now, Therefore, Be It Resolved by the House of Representatives, in special session assembled, that we call upon the public utilities to hold public hearings to determine whether fuel adjustment surcharges should be permitted and to hold public hearings before each fuel adjustment surcharge proposed to be levied upon consumers of electricity in New Hampshire may be levied.

Further Be It Resolved, that a copy of this resolution be forwarded to the public utilities commission.

Rep. Spirou spoke in favor of the Resolution

Adopted.

HOUSE RESOLUTION 3

The subcommittee on Resolutions and Screening having approved its introduction, Reps. Roberts, Spirou, Conley, Lyons, Milton Cate and Forsaith Daniels offered the following:

HR 3, urging the governor and council to take
the contract for the forensic unit off the table and
to vote on it at their next meeting.

Whereas, the general court is deeply concerned with the loss of accreditation by the New Hampshire Hospital and has made reaccreditation a priority item on the list of its concerns for the welfare of the people of this state; and

Whereas, the general court has repeatedly demonstrated its concern that the New Hampshire Hospital should be reaccredited as quickly as possible by increasing appropriations for staff and equipment at that institution; and

Whereas, the general court has underwritten an extensive program of renovation and rehabilitation of the physical plant of the N. H. Hospital in order to hasten the date when reaccreditation will be achieved; and

Whereas, the lack of adequate facilities for forensic patients was a contributing factor in the loss of accreditation and the planning and construction of a new facility will materially aid the process of accreditation; and

Whereas, Chapter 454 of the Laws of 1975 was enacted establishing a committee to study the creation and operation of a new forensic unit, which Committee was composed of representatives of all three branches of government; and

Whereas, the report of that committee on October 1, 1975 unanimously recommended that "(w)hile physically separate and administratively distinct, the new facility should, nonetheless, be in close proximity to the New Hampshire Hospital; and

Whereas, the general court in Laws of 1975, 504:1, V (b)(7) authorized and directed the office space study committee to study all aspects of the needed forensic unit, the "(s)tudy to include location, planning and working drawings for (a) forensic unit" and appropriated \$250,000 for this purpose; and

Whereas, the report of the office space study committee on October 20, 1975 unanimously recommended that the new forensic unit be constructed on the grounds of the New Hampshire Hospital; and

Whereas, the office space study committee, under the authority and direction of Laws of 1975, 504:1, V (b)(7), and after a thorough examination of all persons who sought to be retained, recommended on December 22, 1975 that of an architectural and engineering consulting firm be engaged to prepare working drawings of the proposed new forensic unit; and

Whereas, the office space study committee submitted a contract with the consulting

firm it had selected to governor and council for approval on January 21, 1976; and

Whereas, that contract, which is essential to continuing the work of the office space study committee was authorized and directed to do by Laws of 1975, 504:1, V (b)(7), was laid on the table without discussion at the January 21, 1976 meeting of governor and council and has laid on the table in the months since then.

Now, Therefore, Be It Resolved that the house hereby urges the governor and council to recognize that it remains the firm intention and direction of the general court that plans for a new forensic unit be prepared as expeditiously as possible; that the office space study committee has been delegated the authority to act on behalf of the general court in this regard, and that the work of that committee in having working plans and drawings prepared should not be delayed any longer;

Further Be It Resolved, that the House hereby urges the governor and council in the strongest possible terms to take the contract submitted to them on January 21, 1976 from the table and to act upon said contract at the next regularly scheduled meeting of the governor and council in order to expedite the process of reaccreditation of the New Hampshire Hospital and to comply with the legislative intent which led to the passage of Laws of 1975, 504:1, V (b)(7).

Reps. Forsaith Daniels and Belair spoke in favor of the resolution.

Adopted.

HOUSE CONCURRENT RESOLUTION 2

Reps. Sweeney, Spirou and French offered the following:

HCR 2, instructing the secretary of state to notify
town and city clerks not to use literacy
tests in registering voters.

Whereas, members of the general court have received reports that towns and city clerks and supervisors of checklists in some cities and towns have been requiring persons to take a literacy test before they can be registered to vote in those cities and towns; and

Whereas, the statutory authority for administering tests, RSA 55:10-13, has been nullified in effect by decisions of the United States Supreme Court which have declared literacy tests as a prerequisite for voter registration to be contrary to the United States Constitution; and

Whereas, the election officials of all cities and towns should be informed that under the Supreme Court decision and pending a change in state law, they cannot administer literacy tests prior to registering voters; now, therefore, be it

Resolved by the House of Representatives, the Senate concurring:

That the attorney general be directed to prepare a letter addressed generally to all election officials in the state explaining the effect of United States Supreme Court decisions which have invalidated literacy test laws, including RSA 55:10-13, and stating that election officials may not administer such tests prior to registering voters;

That the attorney general deliver said letter to the secretary of state who shall make a sufficient number of copies and who shall mail a copy to all of the election officials in the state;

That the clerk of the Senate give copies of this resolution to the attorney general and the secretary of state.

Reps. French, Sweeney, Cressy and Spirou spoke in favor of the resolution.

Adopted.

HOUSE RESOLUTION 4

The subcommittee on Resolutions and Screening having approved its introduction, Reps. Conley, Lyons, Spirou and Roberts offered the following:

HR 4, requiring all bills recommended for introduction by the House Rules Committee and accepted for introduction by the House to be signed by all sponsors and co-sponsors before 5:00 p.m. on March 30, 1976

Whereas, it is in the best interest of the general court and of the people of New Hampshire to expedite the business of the present Special Session;

Now, Therefore, Be It Resolved by the House of Representatives: that all bills recommended for introduction by the House Rules Committee and accepted for introduction by the House on March 30, 1976 must be signed by their sponsors and co-sponsors not later than 5:00 p.m. on March 30, 1976; and

That no sponsor may be added to any bill after 5:00 p.m. on March 30, 1976.

Adopted.

SUSPENSION OF RULES

Rep. Sara Townsend moved that the Rules of the House be so far suspended as to permit introduction of a bill not admitted by the rules committee.

Reps. French and Plourde spoke in favor of the motion.

Adopted by the necessary two-thirds.

Rep. French offered the following:

RESOLVED, that in accordance with the list in the possession of the clerk, House Bill 50 shall be by this resolution read a first and second time by the therein listed title, laid on the table for printing and referred to the therein designated committee.

INTRODUCTION OF BILLS

First, second reading and referral

HB 50, providing that town meeting day shall be the second Tuesday in March. (Townsend of Sullivan Dist. 1—To Municipal and County Government)

SENATE MESSAGE CONCURRENCE

HB 30, making a supplemental appropriation to the division of mental health and the division of welfare for medical assistance recipients who are 65 years or older and are patients of psychiatric institutions.

RESOLUTION

Reps. Ladd, Johnson and Benton offered the following:

WHEREAS, we have learned with sorrow of the death of Philip G. Langille, representative from Hinsdale, and

WHEREAS, he served his community faithfully and with efficiency, therefore be it

RESOLVED, that we, the members of the House of Representatives in General Court convened, do hereby extend our sympathy to the family of Philip G. Langille, and be it further

RESOLVED, that a copy of these resolutions be transmitted to his family.

Unanimously adopted by a rising vote and a minute of silent prayer.

RESOLUTION

The Salem delegation and Rep. Roberts offered the following:

WHEREAS, we have learned with sorrow of the death of Leonard B. Peever, a former Representative from Salem, and

WHEREAS, Mr. Peever, served diligently as a member of the House of Representatives for fifteen terms, and

WHEREAS, he served his community faithfully and with efficiency, therefore be it

RESOLVED, that the members of the House of Representatives do hereby extend our sympathy to his family, and be it further

RESOLVED, that a copy of these resolutions be transmitted to his family. Unanimously adopted by a rising vote and a minute of silent prayer.

RESOLUTION

Reps. Ambrose, French, Lawton and Roberts offered the following:

WHEREAS, we have learned with sorrow of the death of Stuart B. Allen, a former Representative from Meredith, and

WHEREAS, Mr. Allen served diligently as a member of the House of Representatives for five terms, and

WHEREAS, he served his community faithfully and with efficiency, therefore be it

RESOLVED, that the members of the House of Representatives do hereby extend our sympathy to his family, and be it further

RESOLVED, that a copy of these resolutions be transmitted to his family.

Unanimously adopted by a rising vote and a minute of silent prayer.

Rep. Winkley moved that the rules of the House be so far suspended as to permit consideration of a House Concurrent Resolution, memorializing Congress to require health hazard warnings to be placed on alcoholic beverage containers.

Motion lost.

ENROLLED BILLS REPORT

HB 30, making a supplemental appropriation to the division of mental health and the division of welfare for medical assistance recipients who are 65 years or older and are patients of psychiatric institutions.

Mabel L. Richardson
For The Committee

COMMUNICATION

OPINION OF THE ATTORNEY GENERAL CONCERNING ARTICLE 3d OF PART 2 OF THE CONSTITUTION

March 5, 1976

The Honorable George B. Roberts, Jr.
Speaker of the House of Representatives

Dear Mr. Speaker:

You have asked for responses to two questions concerning the 1974 Amendment to Article 3d of Part 2 of the Constitution of New Hampshire (hereinafter "Article 3d"), effective November 6, 1976, which provides for a meeting of the General Court "for organization purposes" on the first Wednesday of December, biennially. You asked these two questions: whether the oath of office may be administered to members of the General Court at the newly authorized organizational meeting; and whether the General Court may elect the Secretary of State and Treasurer of New Hampshire at the organizational meeting. It is our opinion that the answer to each question is yes.

The new amendment must be read in conjunction with existing provisions of the Constitution. Two provisions which have significance in their respect are Article 22d of Part 2, pertaining to election of the Speaker and other officers of the House of Representatives and to adoption of the House rules of proceedings, and Article 84 of Part 2 pertaining to the oath of civil officers. Article 22d provides in pertinent part:

The house of representatives shall choose their own speaker, appoint their own

officers, and settle the rules of proceedings in their own house; and shall be judge of the returns, elections and qualifications, of its members, as pointed out in this constitution

Article 84 provides in pertinent part: "[a]ny person chosen . . . representative, . . . accepting the trust, shall, before he proceeds to execute the duties of his office, make and subscribe . . ." the oath of office set forth in the Article.

Clearly, election of the speaker and officers of the House of Representatives and the adoption of rules of proceedings in that forum are significant activities which directly pertain to the legislative body's execution of its function. Under the circumstances, it would seem appropriate to conclude that such activities are part of the "duties of . . . office" which a State Representative must execute and that therefore a prerequisite to such execution is the oath of office under Article 84. In addition, election of officers and adoption of rules of proceedings clearly seem to be organizational and therefore the kind of activities which should occur during the organizational meeting in December. It is therefore our opinion that the oath of office must be administered at the beginning of the December organizational meeting.

The question remains, once sworn into office, what are the functions which the General Court may perform? The 1974 New Hampshire Voter's Guide, in describing the theory behind the December organizational meeting, states that the meeting would:

"assure that New Hampshire will always have a Legislature available to deal with possible state emergencies; and allow the newly elected Legislature to organize early, leaving the regular session free for lawmaking."

The Guide implies that one motivation for having a separate organizational meeting was to insure that the regular session was not spent in organizational matters. See also, *Journal of the Convention to Revise the Constitution*, Wednesday, May 8, 1974, at 14-15 (Resolution No. 4 providing that organizational activities will occur "only prior to beginning of the legislative session.")

The key to answering the second question which you have posed lies in the interpretation which is placed on the word "organizational." For purposes of interpreting this word in the present context, we note that the statement quoted above from the Voter's Guide contrasts organizational with lawmaking. In other words, the explanatory statement presented to the voters implied that organizational matters were to be identified by contrasting them with lawmaking functions. There is no need for argument that the elections of the Secretary of State and the Treasurer are not examples of lawmaking. It follows that these elections should be classified as organizational.

It is therefore our opinion that elections of the Secretary of State and Treasurer may properly be conducted during the December organizational meeting of the General Court.

Yours respectively,
David H. Souter
Attorney General

Rep. French moved that the House now adjourn from the early session, that the business of the late session be in order at the present time, that the reading of bills be by title only and that all bills ordered to third reading be read a third time by this resolution and that all titles of bills be the same as adopted, and that they be passed at the present time, and when the House adjourns today it be to meet at the call of the Speaker.

Third reading and final passage

HB 25, relative to extension of time limits for eliminating burning dumps in certain towns.

HB 3, to redefine professional nursing to include the performance of certain medical functions in collaboration with physicians or dentists licensed in other states and Canada.

HB 26, relative to the organizational convening of the general court.

HB 18, establishing maximum noise levels for motorboats.

SB 6, implementing the staggered registration system for private passenger vehicles.

RECESS

(Rep. French in the Chair)

Rep. Roberts offered the following:

Resolved, that in accordance with the list in the possession of the clerk, Senate Bills numbered 7, 8, 10, 11, 13, 14, 15, 18, 19, 23, 24, 27, 30, 40, 42, 43, 44 and Senate Concurrent Resolution No. 1 shall be by this resolution read a first and second time by the therein listed titles, and referred to the therein designated committees.

Adopted.

INTRODUCTION OF SENATE BILLS

First, second reading & referral

SB 7, permitting any state agency to return to the sender a check, draft or money order received as payment for a fee or license if the amount is incorrect or if application requirements have not been met. (Executive Departments and Administration)

SB 8, making a supplemental appropriation to nurses registration board. (Appropriations)

SB 10, repealing section 10-a of the Berlin city charter relative to absentee voting in the annual city elections and repealing the 5-day requirement for correction of the checklist in Berlin. (Statutory Revision)

SB 11, redefining the term "master electrician" as used in RSA 319-C. (Executive Departments and Administration)

SB 13, relative to the confidentiality of dental review committee proceedings. (Judiciary)

SB 14, to allow a district court justice to establish the court clerk's salary. (Judiciary)

SB 15, continuing the solid waste committee. (Environment and Agriculture)

SB 18, permitting the removal of contents of a safety deposit box by a surviving joint tenant without approval of the department of revenue administration. (Banks and Insurance)

SB 19, making a supplemental appropriation for the bureau of markets in the department of agriculture. (Appropriations)

SB 23, reinstating Hesser college as a corporation and ratifying certain degrees granted by them. (Education)

SB 24, amending the eligibility requirements to provide for Vietnam bonus payments to those veterans who are otherwise qualified but did not immediately return to New Hampshire upon discharge from military service. (Claims, Military & Veterans Affairs)

SB 27, making a supplemental appropriation to the bank commission, increasing the appropriation for the public defender system in Merrimack county and making a supplemental appropriation to the barbers' board. (Appropriations)

SB 30, amending the qualification requirements for the directors of the divisions of public health services, welfare and mental health within the department of health and welfare. (Health and Welfare)

SB 40, amending a contributory pension system for employees of the city of Manchester, based on an actuarial study of contributions and payments to replace the existing pay-as-you-go system. (Municipal and County Government)

SB 42, relative to the dissemination of hard-core pornographic materials. (Judiciary)

SB 43, revising the economic poisons laws. (Environment and Agriculture)

SB 44, relative to changes in the fuel adjustment charges of public utilities. (Executive Departments and Administration)

SCR 1, to petition Congress to call a convention to propose an amendment to the United States Constitution to require a balanced federal budget, except in a national emergency. (Resolutions and Screening)

ENROLLED BILLS REPORT

SB 6, implementing the staggered registration system for private passenger vehicles.

Laurier Lamontagne
For The Committee

RECESS

(Rep. French in chair)

Rep. Lyons offered the following:

RESOLVED, that in accordance with the list in the possession of the clerk, Senate Bills numbered 5, 9, 17, 22, 28, 29, 33 and 34 shall be by this resolution read a first and second time by the therein listed titles, laid on the table for printing and referred to the therein designated committees.

Adopted.

INTRODUCTION OF SENATE BILLS

First, second reading & referral

SB 5, to make mental illness coverage under health and accident insurance optional for insured groups and subscribers. (Banks and Insurance)

SB 9 increasing the advertising budget of the liquor commission, regulating expenditures for advertising, and making an appropriation therefor. (Appropriations)

SB 17 providing funds for the sire stakes fund from a share of the tax on harness horse races; eliminating breakage payments to the sire stakes fund and reducing the holding period for unclaimed pari-mutuel tickets. (Appropriations)

SB 22 permitting the liquor commission to purchase land in Manchester for locating a state liquor store providing for emergency repairs in the boiler room at the New Hampshire youth development center and making appropriations therefor; and relative to the location of the troop A/substation of the state police. (Appropriations)

SB 28 relative to the registration and operation of mopeds. (Transportation)

SB 29 relative to licensing of diagnostic or treatment facilities. (Health and Welfare)

SB 33 upgrading professional staff requirements and certain buildings at Laconia state school to federal intermediate care facility standards and making an appropriation therefor. (Appropriations)

SB 34 to permit the taking of depositions by means of video tape recordings. (Judiciary)

Recess

(Speaker in Chair)

Rep. French offered the following:

RESOLVED, that in accordance with the list in the possession of the clerk, Senate Bills numbered 45, 47, 50 and 51 shall be by this resolution read a first and second time by the therein listed titles, laid on the table for printing and referred to the therein designated committee.

Adopted.

INTRODUCTION OF SENATE BILLS

First, second reading & referral

SB 45, to increase the maximum interest payable on bonds issued by a housing authority. (Appropriations)

SB 47, permitting the gross weight on the interstate highway system as authorized by the Federal Aid Highway Amendments of 1974 (Transportation)

SB 50, relative to property tax exemptions allowed to surviving spouses of veterans and establishing the termination date of the Viet Nam conflict for veterans' exemption purposes. (Claims, Military & Veterans Affairs)

SB 51, relative to the liability of a husband or wife for payment of the other spouse's resident tax. (Ways and Means)

SENATE MESSAGE

CONCURRENCE

HB 3, to redefine professional nursing to include the performance of certain medical functions in collaboration with physicians or dentists licensed in other states and Canada.

HB 18, establishing maximum noise levels for motorboats.

HB 25, relative to extension of time limits for eliminating burning dumps in certain towns.

341 members were recorded as present.

On motion of Rep. French the House adjourned at 5:00 o'clock to meet April 20th at 10:00 o'clock.

Tuesday, April 20

The House met at 10:00 o'clock.

Prayer was offered by House Chaplain Milton L. Smith, Sr.

("America," lyrics by Samuel Francis Smith)

My country, 'tis of thee, Sweet land of liberty, Of thee I sing; Land where my father died, Land of the pilgrims' pride, From ev'ry mountain side Let freedom ring!

My Native country thee, Land of the noble, free, Thy name I love: I love thy rocks and rills, Thy woods and templed hills; My heart with rapture thrills Like that above.

Let music swell the breeze, And ring from all the trees Sweet freedom's song: Let mortal tongues awake; Let all that breathe partake; Let rocks their silence break, The sound prolong.

Our father's God! to Thee, Author of liberty, To Thee we sing: Long may our land be bright With freedom's holy light; Protect us by Thy might, Great God, our King! Amen!

Rep. Tibbets led the Pledge of Allegiance.

LEAVES OF ABSENCE

Reps. Appleby, Torrey, Rich and Dwyer, the day, important business.

Reps. Nighswander, Hunt, Parr, Forsaith Daniels, Chambers, Chris Andersen, Gorman and Daniel Healy, today and tomorrow, important business.

Reps. Brodeur, Nims and Bisbee, the day, illness.

Rep. Burke, today and tomorrow, illness.

INTRODUCTION OF GUESTS

Mary Ann Nagle, guest of Rep. Webb; Patty Whitelaw, granddaughter of Rep. Joseph Eaton; Merinda and Heidi Townsend, wife and daughter of Rep. Bruce Townsend; Genevieve Fraser, friend of Rep. Reese; Sixth grade class of Peterborough Middle School and Teacher, Lawrence Barr, guests of Reps. Morgan and Fred Murray; 3rd and 4th Grade school, Rollinsford and teachers, guests of Rep. Donnelly; Class in Parliamentary Procedure, Alvirne High School, Hudson and teachers, guests of Rep. Leonard Smith; guests of Rep. Cynthia Clark, husband, son and daughter.

ENROLLED BILLS REPORT

HB 3, to redefine professional nursing to include the performance of certain medical functions in collaboration with physicians or dentists licensed in other states and Canada.

HB 18, establishing maximum noise levels for motorboats.

HB 25, relative to extension of time limits for eliminating burning dumps in certain towns.

Sen. Lamontagne for the Committee

SUSPENSION OF RULES

Rep. French moved that Rule 44 of the rules of the House be so far suspended as to permit the House to take action on SB's 5, 24, 23, 15, 7, 29, 30, 42, and 28; and HB's 41, 31, 36, 37, 38, 39 and 40.

Adopted by the necessary two-thirds.

COMMITTEE REPORTS

SB 5, to make mental illness coverage under health and accident insurance optional for insured groups and subscribers. Inexpedient to legislate. Rep. Shirley Clark for Banks and Insurance.

This subject passed the House and is now before the Appropriations Committee.

Rep. McLane spoke in favor of the committee report.

Rep. George Wiggins moved that SB 5 be laid upon the table.

Motion failed.

Resolution adopted.

SB 24, amending the eligibility requirements to provide for Vietnam bonus payments to those veterans who are otherwise qualified but did not immediately return to New Hampshire upon discharge from military service. Ought to pass. Rep. Vachon for Claims, Military and Veterans Affairs.

This legislation corrects the statute (Chapter 478) enacted in 1975, which inadvertently denied the Vietnam bonus to those service personnel who had the requisite service requirements, but were not residents of New Hampshire at time of discharge from the service; statute is amended to require New Hampshire residency only at the time of entry into service.

Ordered to third reading.

SB 23, reinstating Hesser college as a corporation and ratifying certain degrees granted by them. Ought to pass. Rep. Hager for Education.

This bill is a housekeeping measure that corrects an act of the regular session. It reinstates an ongoing college so it can grant degrees.

Ordered to third reading.

SB 15, continuing the solid waste committee. Ought to pass. Rep. Barrus for Environment and Agriculture.

There was no opposition at the hearing. The committee feels that the legislation is necessary to complete the work of the solid waste committee and allocate the remaining funds.

Ordered to third reading.

SB 43, revising the economic poisons law. Majority: Ought to pass with amendment; Rep. Barrus for Environment and Agriculture. Minority: Refer to Committee on Environment and Agriculture for interim study for report to the next regular session. Reps. Leonard Smith, O'Neil, Millard, Corser, Bowler, Grace DeCesare and Woodruff.

The majority of the committee believes that SB 43 is needed to bring the pesticide laws in compliance with EPA standards, and to allow the New Hampshire Pesticides Control Board to fulfill its duties. The proposed amendment is a correction in the oil spillage law to allow mosquito control.

Minority recommends that due to the short time allowed to review this 17-page far-reaching bill it should be sent to study for report to the next regular session.

Rep. Woodruff withdrew the Minority report of Refer to committee on Environment and Agriculture, and spoke in favor of the Committee report.

AMENDMENT

Amend RSA 438:1, I(a) as inserted by section 1 of the bill by striking out same and inserting in place thereof the following:

(a) Any substance or mixture of substances intended for preventing, destroying, repelling, or mitigating any insects, rodents, fungi, weeds, or other forms of plant or animal life or viruses, bacteria or other microorganisms, except viruses, bacteria or other microorganisms on or in living man or other animals, which the commissioner shall declare to be a pest, and

Amend RSA 438:7,I(c) as inserted by section 14 of the bill by striking out same and inserting in place thereof the following:

(c) it will perform its intended function without unreasonable adverse effects on the environment,

Amend the bill by striking out section 22 and inserting in place thereof the following:

22 Application of Mosquito Larvae Control Compounds Not Prohibited In Certain Circumstances. Amend RSA 146-A:3 (supp) as inserted by 1971, 266:1 by striking out said section and inserting in place thereof the following:

146-A:3 Discharge of Oil. The discharge of spillage of oil into the public surface and ground waters of this state, or in a land area where the oil will ultimately seep into public water is prohibited. Nothing in this chapter, however, shall prohibit the application of mosquito larvae control compounds under permits issued by the pesticides control board pursuant to RSA 149-D.

23 Effective Date. This act shall take effect upon its passage.

Amendment adopted.

Ordered to third reading.

HB 11, to require legislative approval before a rule promulgated by an administrative agency may take effect. Ought to pass with amendment. Reps. Cornelius, Rod. O'Connor and McLane for Executive Departments and Administration.

Amendment clarifies agencies rule-making responsibilities and redefines "rule" so that irrelevant material will no longer be filed. It also requires agencies to notify every member of the relevant legislative committee of each proposed rule, and gives legislators the right to request a public hearing on any proposal. Bill as amended is important first step toward publication of an Administrative Code and development of legislative oversight of rule-making.

Rep. Roderick O'Connor explained the committee report.

AMENDMENT

Amend the title of the bill by striking out same and inserting in place thereof the following:

AN ACT

relative to the administrative procedures act.

Amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1 Definition of Rule. Amend RSA 541-A:1, IV (supp) as inserted by 1973, 507:1 as amended by striking out said paragraph and inserting in place thereof the following:

IV. "Rule" shall mean each regulation, standard or other statement of general applicability issued by an agency to (a) implement, interpret or otherwise make specific a statute administered by such agency or (b) prescribe or interpret an agency policy, procedure or practice requirement binding on persons outside the agency, whether members of the general public or personnel in other agencies. The term includes the amendment or repeal of a prior rule but does not include (a) internal memoranda which set policy applicable only to an agency's employees and which do not affect the substance of rules binding on the public or otherwise affect private rights or remedies created by statute or rule, (b) informational pamphlets, letters or other explanatory material which merely refer to a rule previously filed under this chapter or to a statute, or (c) declaratory rulings.

2 Procedure for Adoption of Rules. Amend RSA 541-A:3 as inserted by 1973, 507:1 by striking out said section and inserting in place thereof the following:

541-A:3 Procedure for Adoption of Rules. No agency may take any action to adopt, amend or repeal any rule except in a public proceeding in accordance with RSA 91-A:2 and in accordance with the following:

I. At least 30 days before any rule-making proceeding to adopt, amend or repeal any rule, an agency shall publish notice of its intended action in a newspaper of general daily statewide circulation and shall mail or deliver notice of its intended action to (1) all persons who have made timely request to the agency for advance notice of such rule-making proceedings, (2) the chairmen and each member of the legislative committees having jurisdiction over the subject matter of the rule that is proposed to be adopted, amended or repealed, (3) the president of the senate, the speaker of the house, the majority and minority leaders of both houses and the chairmen of the senate finance and house appropriations committees and (4) the director of legislative services. The notice shall be in the following form:

NOTICE OF RULE-MAKING

On (date of rule-making proceeding), the (name of agency) intends to (adopt) (amend) (repeal) rules pursuant to RSA 541-A, such rules relating to (terms or substance of the intended action together with clear and concise statement of the consequences of the intended action) Any comments should be in writing and

addressed to (name and address of agency) Comments must be received no later than (date 10 days before the date of rule-making proceeding)

A public hearing will be granted if requested in writing by 25 persons, an association having not less than 25 members, an agency, a political subdivision or any person specified in RSA 541-A:3,I (2) and (3). Such request must be received no later than (date 10 days before the date of rule-making proceeding)

Copies of the proposed rule are available for examination at (address)

.... (name and title)

Notice of the rule-making proceeding given under this paragraph shall be in lieu of and shall satisfy the notice requirements of RSA 91-A:2 for that proceeding; but if no final action is taken on the date of the rule-making proceeding specified in the notice given under this paragraph, then the agency shall give notice in accordance with RSA 91-A:2 of the date of the next public proceeding called to adopt, amend or repeal a rule and no further notice of the public proceeding called to take such action need be given under this chapter. Notice of any public hearing which is held prior to a rule-making proceeding shall be given according to RSA 91-A:2.

II. Before taking any action to adopt, amend or repeal any rule, the agency shall afford all interested persons reasonable opportunity to submit their opinions in writing in accordance with the terms of the notice given under paragraph I. An opportunity for a public hearing to be held before the rule-making proceeding shall be granted if requested in writing at least 10 days before the rule-making proceeding by: (a) 25 persons; (b) an association having not less than 25 members; (c) an agency; (d) a political subdivision; or (e) any person notified under paragraph I, (2) and (3).

III. In taking any action to adopt, amend or repeal any rule, the agency shall fully consider all written and oral submissions respecting the proposed rule. The form and language of the proposed rule on which final action is taken shall conform to the uniform system of drafting and numbering established by the director of legislative services under RSA 541-A:5, III. The agency shall take action to adopt, amend or repeal the rule or not adopt, amend or repeal the rule within 30 days after the original date of the rule-making proceeding contained in the notice specified in paragraph I.

IV. After taking action to adopt, amend or repeal any rule, the agency shall, if requested to do so in writing by an interested person at any time within 30 days after the rule-making proceeding, issue a clear and concise statement of the principal reasons for and against its action, including its reasons for overruling the considerations urged against the action finally taken. If the adoption, amendment or repeal of the rule entails consequences different from those the action originally proposed, notice setting out a clear and concise statement of the consequences of the adoption, amendment or repeal of the rule shall be mailed or delivered within 10 days after the rule-making proceeding to: (a) the persons specified in paragraph I, (2) and (3); (b) all interested persons submitting written opinions under paragraph II; and (c) all persons who testify at a public hearing prior to the rule-making proceeding.

V. If an agency finds that an imminent peril to the public health, safety or welfare requires adoption, amendment or repeal of a rule with fewer than 30 days' notice and states in writing its reasons for that finding, it may proceed without prior notice or hearings or upon any abbreviated notice and hearing that it finds practicable, to adopt an emergency rule. The rule may be effective for a period of not longer than 120 days after filing but the adoption of an identical rule under the provisions of paragraph I is not precluded.

VI. The requirements of notice and hearing provided for in this section shall not apply to:

(a) the adoption, amendment or repeal of an agency form, or

(b) a rule designed solely to bring the language of an existing rule into conformity with a statute which has been changed or adopted since the adoption of such rule, to bring the language of an existing rule into conformity with a controlling judicial decision, or to comply with a federal requirement.

VII. No rule hereafter adopted is valid unless adopted in substantial compliance with this section. No proceeding to contest any rule on the grounds of noncompliance with the procedural requirements of this section may be maintained unless commenced within one year after the effective date of the rule.

3 Effective Date of Adopted Rules. Amend RSA 541-A:4, II as inserted by 1973, 507:1 by striking out in lines 2 and 7 the word "twenty" and inserting in place thereof the following (10) so that said paragraph as amended shall read as follows:

II. Each rule adopted after the effective date of this chapter shall be effective 10 days after filing except that

(a) if a later date is required by statute or specified in the rule, the later date is the effective date;

(b) subject to applicable constitutional or statutory provisions, an emergency rule becomes effective immediately upon filing with the director of legislative services, or at a stated date less than 10 days thereafter, if the agency finds that this effective date is necessary because of imminent peril to the public health, safety or welfare. The agency's finding and a brief statement of the reasons therefor shall be filed with the rule. The agency shall take appropriate measures to make emergency rules known to the persons who may be affected by them.

4 Uniform System of Drafting and Numbering Rules. Amend RSA 541-A:4 by inserting after paragraph II the following new paragraphs:

III. The director of legislative services shall have the authority to require each agency to conform to a uniform system of drafting and numbering for its rules and he may require any agency to rewrite any rule submitted for filing to conform to this uniform system before that rule may be filed.

IV. The joint committee on legislative facilities may require the director of legislative services to determine if a statement issued by an agency falls within the definition of "rule" under RSA 541-A:1, IV and his determination shall be binding on the agency subject to an action for declaratory judgment in the Merrimack county superior court.

5 Repeal. RSA 541-A:5, IV relative to the authority of the director of legislative services to require agencies to conform to a uniform system of drafting and numbering rules is hereby repealed.

6 Readoption of Rules for Initial Publication. Amend 1975, 309 by inserting after section 4 the following new section:

309:4-a Readoption of Rules for Initial Publication. An agency may readopt any rule which has been edited for form and verbiage and which has been filed before the initial publication of the compilation of rules pursuant to RSA 541-A:5, I without meeting the notice and hearing requirements of RSA 541-A:3, I. Rules so adopted shall be refiled and certified in accordance with RSA 541-A:4, I and shall become effective in accordance with RSA 541-A:4, II.

7 Validity of Rules. Amend RSA 541-A:2, II as inserted by 1973, 507:1 by striking out said paragraph and inserting in place thereof the following:

II. No agency rule is valid or effective against any person or party, nor may it be invoked by the agency for any purpose, until it has been filed as herein required.

8 Effective Date. This act shall take effect September 1, 1976.

Amendment adopted.

Rep. Roderick O'Connor offered an amendment and spoke to his amendment.

AMENDMENT

Amend the bill by striking out section 8 and inserting in place thereof the following:
8 Exemption for By-Laws of State Prison. Amend RSA 541-A:10 by inserting after paragraph VIII thereof the following new paragraph:

IX. RSA 622:5, III relative to by-laws of the New Hampshire state prison.

9 Effective Date. This act shall take effect September 1, 1976.

Amendment adopted.

Ordered to third reading.

HB 41, authorizing the Manchester retirement board to incorporate by reference the Uniform Trustees' Powers Act. Inexpedient to legislate. Rep. McLane for Executive Departments and Administration.

Bill reported inexpedient at request of sponsor.

Resolution adopted.

HB 43, to add statutory construction provisions to the RSA chapter on the New Hampshire housing finance agency. Ought to pass with amendment. Rep. Brouillard for Executive Departments and Administration.

Requested by the Advisory Committee to the New Hampshire Housing Finance Agency on advice of its bonding counsel. Amendment clarifies the separate standing of the agency's financial operations.

AMENDMENT

Amend RSA 204-B:46 as inserted by section 1 of the bill by striking out same and inserting in place thereof the following:

204-B:46 Relation to Other Agencies. The financial and administrative operations of the agency shall be exempt from the rules and regulations of any department, commission, board, bureau or agency of the state except to the extent and in the manner provided in this chapter.

Amend the bill by striking out section 2 and inserting in place thereof the following:

2 Effective Date. This act shall take effect upon its passage.

Amendment adopted.

Ordered to third reading.

SB 7, permitting any state agency to return to the sender a check, draft or money order received as payment for a fee or license if the amount is incorrect or if application requirements have not been met. Ought to pass. Rep. Withington for Executive Departments and Administration.

Permits any department or board to return an incorrect check rather than deposit the check and mail a state treasury draft for the same amount.

Ordered to third reading.

SB 11, redefining the term "master electrician" as used in RSA 319-C. Ought to pass with amendment. Rep. Ziakas for Executive Departments and Administration.

Bill eliminates the double fee paid by a single electrician as both master and journeyman. Amendment gives these electricians a renewal credit.

AMENDMENT

Amend the title of the bill by striking out same and inserting in place thereof the following:

AN ACT

redefining the term "master electrician" as used in RSA 319-C and providing a credit for renewal of certain licenses.

Amend the bill by striking out section 2 and inserting in place thereof the following:

2 Renewal Credit. Any person holding both a master and journeyman license issued prior to the effective date of this act may return either one of the licenses to the electricians' board prior to June 30, 1976. Notwithstanding RSA 319-C:9, any person returning such a license shall receive from the board a credit of \$15 toward the renewal of the retained license for the year beginning July 1, 1976.

3 Effective Date. This act shall take effect upon its passage.

Amendment adopted.

Ordered to third reading.

HB 31, relative to the size, appointment and qualification of the fish and game commission and providing for the appointment and removal of the executive director of the fish and game department. Refer to Committee of Fish and Game for interim study to report by October 15, 1976. Rep. Stimmell for Fish and Game.

Bill was too complex to rewrite in the time allowed. Committee needs more time to work out details.

Referred to the committee on Fish and Game for interim study.

SB 29, relative to licensing of diagnostic or treatment facilities. Ought to pass. Rep. Howard for Health and Welfare.

This bill licenses diagnostic or treatment facilities such as community health centers, outpatient clinics and laboratories whether public, voluntary, commercial or professional associations or organizations.

Ordered to third reading.

SB 30, amending the qualification requirements for the directors of the division of public health services, welfare and mental health within the department of health and welfare. Refer to interim study. Rep. Sullivan for Health and Welfare.

Committee felt this bill was too complex to handle in such a short time.

Referred for interim study.

HB 33, guaranteeing freedom of speech, full right to criticism and disclosure for all state employees. Ought to pass with amendment. Rep. Shapiro for Judiciary.

The purpose of the bill is to further clarify the right of a state employee to express his opinion, particularly before legislative committees. The amendments simplify the bill, but the committee feels thereby strengthen it.

AMENDMENT

Amend section 1 of the bill by striking out same and inserting in place thereof the following:

1 New Chapter. Amend RSA by inserting after chapter 98-D the following new chapter:

CHAPTER 98-E

State Employee Freedom of Expression

98-E:1 Freedom of Expression. Notwithstanding any other rule or order to the contrary, a person employed by the state in any capacity shall have a full right to publicly discuss and give opinions on all matters concerning the state and its policies.

98-E:2—Interference Prohibited. No supervisor, department head, executive officer, elected or appointed officer of the state shall interfere in any way with the right of freedom of speech, full criticism or disclosure by any state employee.

98-E:3 Criminal Penalty. Any person who wilfully and knowingly violates any provisions of this chapter is guilty of a misdemeanor.

98-E:4 Civil Penalty. Any employee subject to the provisions of this chapter whose rights have been violated under this chapter may sue the person responsible for such violation for civil damages and reasonable costs of collection, including reasonable attorneys fees.

Reps. Eugene Daniell, Spirou and French spoke in favor of the amendment.

Amendment adopted.

Rep. Eugene Daniell requested a division and withdrew his request.

Rep. Close requested a roll call on the adoption of the committee report.

Sufficiently seconded.

(Speaker Presiding)
YEAS 268 NAYS 33
YEAS 268

BELKNAP COUNTY

Beard, Bowler, Brouillard, French, Goyette, Hildreth, Lawton, Mansfield, Marsh and James Murray.

CARROLL COUNTY

Roderick Allen, Russell Chase, Claflin, Conley and Howard.

CHESHIRE COUNTY

Ames, Francis Callahan, Robert Callahan, Close, Cooke, Cournoyer, Fillback, Anne Gordon, Hanna, Cleon Heald, Knight, Ladd, William Lynch, Marshall, Milbank, Proctor, Russell, Scranton, Anthony Stevens and Wells.

COOS COUNTY

Burns, Cooney, Craggy, Drake, Horton, Huggins, Victor Kidder, Oleson, Valliere and Wiswell.

GRAFTON COUNTY

Ira Allen, David Bradley, Richard Bradley, Buckman, George Cate, Cynthia Clark, W. Murray Clark, Copenhaver, Cornelius, Duhaime, Fimlaid, Gemmill, Hough, Logan, Mann, Melnick, Pepitone, Symons, Taylor, Bruce Townsend and Ward.

HILLSBOROUGH COUNTY

Ackerson, Ahern, Ainley, Alter, Baker, Belanger, Belcourt, Emile Boisvert, Boyd, Bragdon, Carswell, Carter, Coburn, Corey, Corser, Margaret Cote, Coutermash, Crotty, Cullity, Day, Drewniak, Clyde Eaton, Joseph Eaton, Favreau, Fleisher, Gabrielle Gagnon, Nancy Gagnon, Gardner, Salvatore Grasso, George Healy, Howard Humphrey, Karnis, Edmund Keefe, LaChance, LaPlante, Lawrence, Lefebvre, Doris Lynch, Lyons, MacDonald, Martel, Martineau, McGlynn, Miller, Milne, Morgan, Morgrage, Morrisette, Fred Murray, Nardi, Normand, Timothy O'Connor, O'Neil, Orcutt, Arnold Perkins, Russell Perkins, Peters, Polak, Reardon, Record, Reidy, Andre Simard, Sing, Leonard Smith, Kenneth Spalding, Spirou, Sullivan, Theriault, P. Robert Thibeault, Van Loan, Wallin, Wheeler, Cecelia Winn, John Winn, Withington and Woodruff.

MERRIMACK COUNTY

Bartlett, Castaldo, John Cate, Milton Cate, Raymond Chase, Christensen, Cushman, Eugene Daniell, Alice Davis, Estee, Gamache, Hager, Haller, Hanson, Harriman, Hess, James Humphrey, H. Gwendolyn Jones, Kenison, William Kidder, LaBonte, McLane,

McNichol, Millard, Noble, Packard, Plourde, Ralph, Ryan, Shapiro, Doris Thompson, Underwood and Elmer Wiggin.

ROCKINGHAM COUNTY

Appel, Barka, Benton, Blanchette, William Boucher, Briggs, Campbell, Collishaw, Thomas Connors, Cotton, Cressy, Charles Cummings, Dame, Roy Davis, Grace De-Cesare, Eastman, Flanagan, Gage, Ganley, Gaskill, Gillis, Goff, Goodrich, Gould, Greene, Griffin, Hoar, Hobbs, Kashulines, Kelley, King, Krasker, Lockhart, MacGregor, McEachern, Niebling, Michael O'Keefe, Page, Parolise, Anthony Randall, Reese, Richards, Rogers, Sanborn, Sayer, Scamman, Schwaner, Skinner, Stimmell, Tavitian, George Thibeault, Webster, Wilson and Wolfsen.

STRAFFORD COUNTY

Bernard, Canney, Shirley Clark, Walter Desmarais, Charles Grassie, Hebert, Horrigan, Joncas, Joos, Kimball, Kincaid, Lessard, Maloomian, McManus, Rod O'Connor, Osgood, Parsley, Pray, Preston, Robillard, Rowell, Ruel, Barbara Thompson, Tibbets, White and Winkley.

SULLIVAN COUNTY

Barrus, Burrows, Desnoyer, Frizzell, LaPointe, LeBrun, Mahoney, Olden, Scott, Roma Spaulding, Sara Townsend, Tucker and George Wiggins.

NAYS 33

BELKNAP COUNTY

Leary.

CARROLL COUNTY

Dickinson, Fullam, Kenneth Smith and Towle.

CHESHIRE COUNTY

Turner and Whipple.

COOS COUNTY

Mabel Richardson and York.

GRAFTON COUNTY

Altman, Gaylord Cummings, Myrl Eaton and LaMott.

HILLSBOROUGH COUNTY

Wilfrid Boisvert, Joseph Cote, Granger, Philip Heald, Levesque, Henry Richardson and Harold Thomson.

MERRIMACK COUNTY

Ayles, Chandler, George Gordon, Riley, Shepard and Tarr.

ROCKINGHAM COUNTY

Cunningham, Danforth, Erler, Read and Constance Simard.

STRAFFORD COUNTY

Bouchard.

SULLIVAN COUNTY

Williamson.

and HB 33 was ordered to third reading.

Rep. Riley who voted in committee in favor of the committee report, ought to pass with amendment, on HB 33, guaranteeing freedom of speech, full right to criticism and disclosure for all state employees, has advised the clerk she inadvertently voted no and meant to vote yes.

HB 36, to provide for one additional alternate for the superior court review division. Ought to pass. Rep. Shapiro for Judiciary.

The superior court review division was established during the regular session.

This bill adds one alternate to the division to facilitate scheduling, without interfering with court schedules.

Ordered to third reading.

HB 37, to create and provide police powers for a New Hampshire hospital security force. Ought to pass. Rep. McManus for Judiciary.

Up to now, the members of the New Hampshire hospital security force have been sworn in as specials of the Concord police force. This will come to an end in June. The new force will be directly under the hospital administration. It involves some eleven persons. There have been questions on liability and retirement.

HB 37 was referred to Appropriations.

HB 38, amending RSA 173-A, the dangerous sexual offenders law. Ought to pass. Rep. McManus for Judiciary.

A new law on rape was passed during the regular session. This bill takes care of some loopholes in connection with existing law.

Ordered to third reading.

HB 39, making consistent the criminal code provisions dealing with pre-sentence credit for confinement. Ought to pass. Rep. McManus for Judiciary.

Clarifies conflicting sections of the RSA.

Ordered to third reading.

SB 13, relative to the confidentiality of dental review committee proceedings. Ought to pass with amendment. Rep. Hobbs for Judiciary.

During the regular session we granted this confidentiality to the medical and chiropractic boards. This extends it to the dental group.

AMENDMENT

Amend the title of the bill by striking out same and inserting in place thereof the following:

AN ACT

relative to the confidentiality of dental peer review committee proceedings.

Amend RSA 317-A:37 as inserted by section 1 of the bill by striking out same and inserting in place thereof the following:

317-A:37 Proceedings of Dental Peer Review Committee. All proceedings, records, findings and deliberations of any dental peer review committee of a duly established state dental society or component dental society are confidential and privileged and shall not be used or available for use or subject to process in any other proceeding. The manner in which a dental peer review committee and each member thereof deliberates, decides or votes on any matter submitted to it is likewise confidential and privileged and shall not be the subject of inquiry in any other proceeding.

Amendment adopted.

Ordered to third reading.

SB 14, to allow a district court justice to establish the court clerk's salary. Ought to pass. Rep. Hobbs for Judiciary.

Now the clerk's salary is 60% of the judge's salary. This allows the judge to set the clerk's salary.

Rep. McManus explained the bill.

On a voice vote the Speaker was in doubt and requested a division.
A roll call was requested.
Sufficiently seconded.

(Speaker Presiding)
YEAS 166 NAYS 132
YEAS 166

BELKNAP COUNTY

Beard, Bowler, Brouillard, Goyette, Hildreth, Lawton and Mansfield.

CARROLL COUNTY

Roderick Allen, Russell Chase, Claflin, Conley and Howard.

CHESHIRE COUNTY

Close, Cournoyer, Fillback, Hanna, Cleon Heald, Knight, William Lynch, Proctor, Ramsey, Russell, Anthony Stevens and Wells.

COOS COUNTY

Cooney, Craggy, Oleson, Poulin, Wiswell and York.

GRAFTON COUNTY

Altman, David Bradley, Cynthia Clark, Copenhaver, Cornelius, Gemmill, Hough, Mann, Melnick, Symons and Bruce Townsend.

HILLSBOROUGH COUNTY

Ackerson, Ahern, Ainley, Alter, Belanger, Boyd, Carswell, Carter, Coburn, Margaret Cote, Coutermash, Crotty, Cullity, Day, Drewniak, Clyde Eaton, Joseph Eaton, Favreau, Fleisher, Gardner, Granger, Ingram, Karnis, Edmund Keefe, LaChance, Lyons, Martineau, McGlynn, Miller, Milne, Morgan, Morgrage, Fred Murray, Nardi, Normand, Timothy O'Connor, O'Neil, Orcutt, Arnold Perkins, Russell Perkins, Polak, Reidy, Henry Richardson, Leonard Smith, Kenneth Spalding, Spirou, Sullivan, P. Robert Thibeault, Harold Thomson, Vachon, Wallin, Wheeler, Cecelia Winn and John Winn.

MERRIMACK COUNTY

Ayles, Laurent Boucher, Castaldo, Raymond Chase, Christensen, Estee, Hager, Haller, Hanson, Harriman, Hess, Kenison, McLane, McNichol, Noble, Packard, Riley, Sherman, Tarr, Doris Thompson and Underwood.

ROCKINGHAM COUNTY

Benton, Briggs, Campbell, Collins, Collishaw, Cressy, Dame, Roy Davis, Gage, Ganley, Gillis, Goff, Gould, Griffin, Hoar, Hobbs, King, Krasker, Lockhart, MacGregor, Niebling, Michael O'Keefe, Page, Read, Reese, Rogers, Sanborn, Schwaner, Stimmell, Tavitian and Wilson.

STRAFFORD COUNTY

Bernard, Bouchard, Donnelly, Charles Grassie, Kincaid, Lessard, McManus, Rod O'Connor, Pray, Robillard, Ruel, Barbara Thompson and Tibbets.

SULLIVAN COUNTY

Barrus, Frizzell, Mahoney, Olden, Roma Spaulding and Tucker.

NAYS 132

BELKNAP COUNTY

French, Leary, Marsh and James Murray.

CARROLL COUNTY

Dickinson, Fullam, Kenneth Smith and Towle.

CHESHIRE COUNTY

Ames, Francis Callahan, Robert Callahan, Cooke, Anne Gordon, Ladd, Marshala, Milbank, Scranton, Turner and Whipple.

COOS COUNTY

Burns, Horton, Huggins, Victor Kidder, Goerge Lemire and Mabel Richardson.
GRAFTON COUNTY

Ira Allen, Richard Bradley, Buckman, George Cate. W. Murray Clark, Gaylord Cummings, Duhaime, Myrl Eaton, Fimlaid, LaMott, Logan, Taylor and Ward.

HILLSBOROUGH COUNTY

Baker, Bednar, Belcourt, Emile Boisvert, Wilfrid Boisvert, Bragdon, Colson, Corey, Corser, Joseph Cote, Gabrielle Gagnon, Nancy Gagnon, Philip Heald, George Healy, Howard Humphrey, LaPlante, Lawrence, Lefebvre, Levesque, Doris Lynch, MacDonald, Morrissette, Peters, Reardon, Record, Andre Simard, Sing, Theriault, Van Loan, Withington and Woodruff.

MERRIMACK COUNTY

Bartlett, John Cate, Chandler, David Currier, Cushman, Eugene Daniell, Alice Davis, Gamache, George Gordon, James Humphrey, H. Gwendolyn Jones, William Kidder, LaBonte, Millard, Plourde, Ryan, Shepard and Elmer Wiggin.

ROCKINGHAM COUNTY

Appel, Barka, William Boucher, Charles Cummings, Cunningham, Danforth, Grace DeCesare, Eastman, Erler, Flanagan, Gaskill, Goodrich, Greene, Kashulines, Kelley, Parolise, Anthony Randall, Sayer, Scamman, Constance Simard, Skinner, George Thibeault, Webster and Wolfsen.

STRAFFORD COUNTY

Canney, Walter Desmarais, Hebert, Horrigan, Joncas, Kimball, Maloomian, Osgood, Parshley, Preston, Rowell, White and Winkley.

SULLIVAN COUNTY

Burrows, Desnoyer, LaPointe, LeBrun, Scott, Sara Townsend, George Wiggins and Williamson.

and SB 14 was ordered to third reading.

Reps. Ralph and Richards wished to be recorded in favor of SB 14.

Rep. Sayer advised the clerk that he inadvertently voted no and wished to vote yes.

SB 34, to permit the taking of depositions by means of video tape recordings. Refer to House Judiciary Committee for interim study. Rep. Hobbs for Judiciary.

The purpose is to provide in the statutes for the use of video tape in taking depositions. The committee wishes to study it further to make sure that there will be no improper use.

Referred to House Judiciary Committee for interim study.

SB 42, relative to the dissemination of hard-core pornographic materials. Majority: Refer to existing House Judiciary subcommittee on pornography (HB 999 and SB 252); Majority: Rep. Frizzell for Judiciary. Minority: Ought to pass with amendment. Rep. Hobbs.

Majority: This bill is already in interim study. The committee feels that further study is needed.

Minority feels this bill has merit and it will help stop the flow of pornographic material into the state of New Hampshire.

Rep. Hobbs withdrew the minority report.

Rep. Hobbs moved that SB 42 be recommitted to the House Judiciary committee and spoke in favor of his motion.

Reps. Sayer, Morrissette, Riley, Krasker and Gillis spoke in favor of the motion.

SB 42 was recommitted to the House Judiciary committee.

HB 42, to prohibit employment of illegal aliens and to correct a citation in the penalty provision of RSA 275-A. Ought to pass with amendment. Rep. Skinner for Labor, Human Resources and Rehabilitation.

This prohibits employment of illegal aliens, whom an employer knows to be so.

It protects the employment opportunities for persons entitled by law to be employed.

This bill also corrects RSA 275-A:5, the citation in the penalty provision.

AMENDMENT

Amend RSA 275-A:4-a as inserted by section 1 of the bill by striking out same and inserting in place thereof the following:

275-A:4-a Employment of Illegal Aliens Prohibited. No employer may employ an alien whom the employer knows is not a citizen of the United States and not in possession of Form I-151, Alien Registration Receipt Card or any other document issued by the United States Immigration and Naturalization Service or the Attorney General of the United States which authorizes him to work.

Amendment adopted.

Ordered to third reading.

HB 47, providing for the payment of wages by electronic fund transfer. Ought to pass with amendment. Rep. Skinner for Labor, Human Resources and Rehabilitation.

This is a consumer oriented measure that provides for wage payment by electronic fund transfer, with the written approval of the employee.

It provides for the newest, safest and most convenient transfer of money to one's account.

AMENDMENT

Amend the bill by striking out section 1 and inserting in place thereof the following:
1 Payment of Wages, Electronic Fund Transfer. Amend RSA 275:43, I (supp) as amended by striking out said paragraph and inserting in place thereof the following:

I. Every employer shall pay all wages due to his employees within eight days including Sunday after expiration of the week in which the work is performed, on regular paydays designated in advance by the employer, in lawful money of the United States, by deposit through electronic fund transfer or otherwise with written authorization of the employee to banks of the employee's choice or with checks on banks convenient to the place of employment where suitable arrangements are made for the cashing of such checks by employees for the full amount of the wages due; provided, however, that all wages in the nature of health and welfare fund or pension fund contributions required pursuant to a health and welfare fund trust agreement, or other agreement, adopted for the benefit of his employees and agreed to by him shall be paid by every such employer within thirty days of the date of demand for such payment, the payment to be made to the administrator or other designated official of the applicable health and welfare or pension trust fund.

Amendment adopted.

Ordered to third reading.

HB 16, legalizing a special town meeting in Newmarket. Ought to pass with amendment. Rep. Hanson for Municipal and County Government.

This town and those in the amendment have been checked by our committee

and are in proper order to be legalized to lessen problems with bond counsels and others.

AMENDMENT

Amend the title of the bill by striking out same and inserting in place thereof the following:

AN ACT

legalizing the regular town meeting in the towns of Rye, Lee, Exeter, Enfield, Ellsworth, Alton, and Madbury, legalizing the special town meeting in Newmarket and legalizing a meeting of the Belknap county convention.

Amend the bill by striking out section 2 and inserting in place thereof the following:

2 Town of Rye. All acts, votes and proceedings of the regular town meeting of the town of Rye held on March 2, 1976 are hereby legalized, ratified and confirmed.

3 Town of Lee. All acts, votes and proceedings of the regular town town meeting of the town of Lee held on March 2, 1976 are hereby legalized, ratified and confirmed.

4 Town of Exeter. All acts, votes and proceedings of the regular town meeting of the town of Exeter held on March 2, 1976 are hereby legalized, ratified and confirmed.

5 Town of Enfield. All acts, votes and proceedings of the regular town meeting of the town of Enfield held on March 2, 1976 are hereby legalized, ratified and confirmed.

6 Town of Ellsworth. All acts, votes and proceedings of the regular town meeting of the town of Ellsworth held on March 2, 1976 are hereby legalized, ratified and confirmed.

7 Town of Alton. All acts, votes and proceedings of the regular town meeting of the town of Alton held on March 2, 1976 are hereby legalized, ratified and confirmed.

8 Town of Madbury. All acts, votes and proceedings of the regular town meeting of the town of Madbury held on March 2, 1976 are hereby legalized, ratified and confirmed.

9 Belknap County Delegation. All acts, votes and proceedings of the meeting of the Belknap county delegation held on March 1, 1976 are hereby legalized, ratified and confirmed.

10 Effective Date. This act shall take effect upon its passage.

Amendment adopted.

Rep. Hanson moved the adoption of an amendment.

AMENDMENT

Amend section 7 of the bill by striking out said section and inserting in place thereof the following:

7 Town of Alton. All acts, votes and proceedings of the regular town meeting of the town of Alton held on March 2, 3 and 10, 1976 are hereby legalized, ratified and confirmed.

Amendment adopted.

Rep. Hanson moved the adoption of a further amendment.

Explanation for Proposed Floor Amendment to HB 16 Relative to the Town of Carroll

The town of Carroll includes within its boundaries the area known as Bretton Woods, said area including a substantial amount of the total acreage of the Mount Washington Development Company. The Mount Washington Development Company is now in bankruptcy and the possession and operation of its assets in said town are now held and operated by a mortgagee of said development company, the Institutional Investors Trust.

The town real estate taxes for the years 1974 and 1975 are now on appeal by said mortgagee, therefore, the taxes have not been paid. Such taxes annually approximate one-third of the annual tax revenues for said town. The town has borrowed on tax anticipation notes for the 1974 and 1975 years as much monies as it can. The town can no longer meet its financial obligations unless it be empowered to borrow on long term notes to meet its operating expenses. Also, such long term borrowing is needed to retire the tax anticipation notes issued for the years 1974 and 1975.

AMENDMENT

Amend the title of the bill by striking out same and inserting in place thereof the following:

AN ACT

legalizing the regular town meeting in the towns of Rye, Lee, Exeter, Enfield, Alton and Madbury, legalizing the special town meeting in Newmarket, legalizing a meeting of the Belknap county convention and authorizing the town of Carroll to borrow money to meet operating expenses.

Amend section 10 of the bill by striking out said section and inserting in place thereof the following:

10 Town of Carroll.

I. The selectmen of the town of Carroll are hereby empowered and authorized to borrow on a note or notes of said town, a sum or sums, not exceeding \$300,000.00 at such rate of interest and upon such terms and conditions as said selectmen may be able to negotiate, such a note or notes to be for a term not exceeding 5 years, the proceeds to be applied against the operating expenses of said town.

II. Monies received by the town of Carroll for now deficient 1974 and 1975 taxes shall be applied to reduce the amount of any notes authorized and issued under paragraph I.

11 Effective Date. This act shall take effect upon its passage.

The clerk read the amendment in full.

Rep. Hanson spoke to his amendment.

Hanson amendment adopted.

Rep. Richard Bradley moved the adoption of an amendment, and spoke in its favor.

Rep. Hanson spoke in favor of the Bradley amendment.

AMENDMENT

Amend the title of the bill by striking out same and inserting in place thereof the following:

AN ACT

legalizing the regular town meeting in the towns of Rye, Lee, Exeter, Enfield, Alton and Madbury; legalizing several town meetings in the town of Woodstock; legalizing the special town meeting in Newmarket, legalizing a meeting of the Belknap county convention and authorizing the town of Carroll to borrow money to meet operating expenses.

Amend section 11 of the bill by striking out same and inserting in place thereof the following:

11 Town of Woodstock. All acts, votes and proceedings of the regular town meetings of the town of Woodstock held on March 6, 1973, March 5, 1974 and March 4, 1975 are hereby legalized, ratified and confirmed.

12 Effective Date. This act shall take effect upon its passage.

Bradley amendment adopted.

Ordered to third reading.

HB 50, providing that town meeting day shall be the second Tuesday in March. Ought to pass with amendment. Rep. Hanson for Municipal and County Government.

It is fitting in this Bicentennial Year to change town meeting to the traditional 2nd Tuesday in March.

AMENDMENT

Amend RSA 57:1 as inserted by section 3 of the bill by striking out same and inserting in place thereof the following:

57:1 Primary. On the second Tuesday in March or on the Tuesday immediately preceding the date on which any other state shall hold a similar election, whichever is the earlier, of each year when a president of the United States is to be elected, a primary shall be held for the election of delegates at large, alternate delegates at large, delegates and alternate delegates to the national conventions of the various political parties to be held to nominate party candidates for president and vice-president of the United States.

Amendment adopted.

Ordered to third reading.

SB 40, amending a contributory pension system for employees of the city of Manchester, based on an actuarial study of contributions and payments to replace the existing pay-as-you-go system. Ought to pass with amendment. Rep. Hanson for Municipal and County Government.

This bill has been approved by the Manchester delegation and by the Retirement Board and other Manchester officials. It is mainly clarification and justification for the retirement system.

AMENDMENT

Amend 1973, 218:2, 1 as inserted by section 4 of the bill by striking out same and inserting in place thereof the following:

I. The management of the retirement system shall be vested in a retirement board consisting of 7 members, composed as follows: the city finance director; a person appointed by the board of aldermen, 2 citizens of the city, one appointed by the mayor, one elected by the employee members, neither of whom shall be an officer or employee of the city or a member of any commission of the city; 2 members who are employees of the city, who are members of the pension system and who shall be elected by the membership of the pension system. The mayor shall be an ex-officio member of this board who shall have a vote only to break a tie.

Amend the bill by striking out section 21 and inserting in place thereof the following:

21 Referendum. At the election to be held in the city of Manchester in November, 1976, the city clerk then in office shall cause to be included on the ballot then used the following statement and question: "A contributory retirement plan for city employees was adopted by the voters of Manchester at the November 1973 election. The plan became effective in January 1974, and now, after several years experience with the plan, some operating changes are needed. Are you in favor of the passage of an act of the General Court of 1976, amending the contributory pension system for employees of the city of Manchester, based on retirement board and actuarial experience with the plan since January 1974?" Beneath this statement and question shall be printed the word "Yes" and the word "No" with a square immediately opposite such word in which the voter may indicate his choice. If a majority of the voters present and voting on the question shall signify their approval thereof, this act shall be declared adopted effective

as of January 1, 1977. The city clerk of the city of Manchester shall, within 10 days after said election, certify to the secretary of state the result of the vote on the question.

Amendment adopted.

Ordered to third reading.

SB 10, repealing section 10-a of the Berlin city charter relative to absentee voting in the annual city elections and repealing the 5-day requirement for correction of the checklist in Berlin. Ought to pass with amendment. Rep. Russell Chase for Statutory Revision.

Present Berlin charter differs from the standard law of New Hampshire.

Adoption of SB 10 would authorize referenda to eliminate these differences.

AMENDMENT

Amend the title of the bill by striking out same and inserting in place thereof the following:

AN ACT

repealing section 10-a of the Berlin city charter relative to absentee voting in the annual city elections; providing for the adoption of RSA 60:31-39 relative to absentee voting in city elections and repealing the 5-day requirement for correction of the checklist in Berlin.

Amend the bill by striking out all after section 1 and inserting in place thereof the following:

2 Absentee Voting at City Elections. The provisions of RSA 60:31-39 shall be applicable for the annual city elections in Berlin.

3 Referendum. Paragraphs I and II of section one of this act shall not take effect unless either paragraph I or II, or both, are adopted by a majority vote at the biennial election held in the city of Berlin in November 1976. Section 2 of this act shall not take effect unless paragraph I of section one is adopted and section 2 is adopted by a majority vote at the biennial election held in the city of Berlin in November 1976, as hereinafter provided. The city clerk then in office shall cause to be included on the ballot the following questions:

I. "Are you in favor of the passage of an act of the special session of the general court of 1976, which repeals section 10-a of the charter for the city of Berlin relative to absentee voting at annual city elections?"

II. "Are you in favor of the passage of an act of the special session of the general court of 1976, which repeals the laws of 1947, chapter 387 as amended by the laws of 1949, chapter 388, which requires the last day for the correction of the checklist to be held 5 days prior to the primary or election instead of 10 days as provided by general state law?"

III. "Are you in favor of an act of the special session of the general court of 1976, which adopts the provisions of RSA 60:31-39 relative to absentee voting at annual city elections?" Beneath each question shall be printed the word "Yes" and the word "No" with a square immediately opposite each word in which the voter may indicate his choice. If a majority of the voters present and voting on the three questions shall signify their approval of these questions, this act shall be declared adopted with respect to the question or questions approved and shall take effect for the annual city elections to be held in Berlin in 1977. The city clerk of Berlin shall, within 10 days after said election, certify to the secretary of state the result of the vote on each of the questions.

4 Effective Date. Section 3 of this act shall take effect upon its passage. Paragraphs I and II of section one and section 2 of this act shall take effect as provided in section 3.

Amendment adopted.

Ordered to third reading.

SB 28, relative to the registration and operation of mopeds. Ought to pass. Rep. James Murray for Transportation.

Similar legislation has been passed by many other states. Committee felt it was necessary for New Hampshire being a tourist state. Committee vote was unanimous.

Ordered to third reading.

HB 40, relative to the exemption from taxes for governmental property used or occupied by a railroad. Refer to the Committee on Ways and Means for interim study. Rep. Philip Currier for Ways and Means.

This bill needs further study.

Referred to the Committee on Ways and Means for interim study.

SB 44, relative to changes in the fuel adjustment charges of public utilities. Ought to pass with amendment. Reps. Proctor and Cornelius for Executive Departments and Administration.

Bill gives public opportunity to be heard and requires PUC approval of monthly fuel adjustment charges. Amendment clarifies language and makes bill effective immediately. A small step for consumers, particularly elderly and other on fixed income.

AMENDMENT

Amend RSA 378:3-a, II as inserted by section 1 of the bill by striking out same and inserting in place thereof the following:

II. No public utility may levy a fuel adjustment charge unless it secures approval from the commission subsequent to a public hearing held at least 10 days prior to the first day of each month in which the charge is to be levied.

Amend the bill by striking out section 2 and inserting in place thereof the following:
2 Effective Date. This act shall take effect upon its passage.

Amendment adopted.

Rep. McLane moved the adoption of an amendment.

AMENDMENT

Amend the title of the bill by striking out same and inserting in place thereof the following:

AN ACT

relative to changes in the fuel adjustment charges of public utilities and establishing a utility consumers' council.

Amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1 Fuel Adjustment Charge. Amend RSA 378 by inserting after section 3 the following new section:

378:3-a Fuel Adjustment Charge.

I. In this section "fuel adjustment charge" means a charge designed to cover increases and decreases in the cost of purchased electric power for a public utility purchasing electric power and increases and decreases in the delivered cost of fuel to the generating site for a public utility generating its own electric power.

II. No public utility that both generated and sells energy at retail may levy a fuel adjustment charge unless it secures approval from the commission subsequent to a public hearing held at least 10 days prior to the first day of each month in which the charge is to be levied.

2 New Chapter. Amend RSA by inserting after chapter 363-B the following new chapter:

CHAPTER 363-C

Utility Consumers' Council

363-C:1 Definitions. In this chapter:

I. "Consumers" means persons, families or households, or groups thereof, who use services of public utilities in residences.

II. "Council" means the utility consumers' council.

III. "Utility" means a public gas or electric utility as defined in RSA 362.

363-C:2 Utility Consumers' Council Established. There is hereby established a utility consumers' council which shall consist of 6 councilors, 2 of whom shall be appointed by the governor and council, 2 of whom shall be appointed by the president of the senate, and 2 of whom shall be appointed by the speaker of the house. Councilors shall be appointed for a term of 2 years and shall serve until their successor is appointed and qualified. Vacancies shall be filled for the unexpired term. No more than 4 of the councilors shall be members of the same political party. The attorney general and the chairman of the public utilities commission shall serve as ex officio advisors to the council.

363-C:3 Chairman; Meetings; Compensation. The councilors shall elect annually a chairman. Meetings shall be held at the call of the chairman or whenever 4 councilors so request. Four councilors shall constitute a quorum for the purpose of conducting business and exercising the powers of the council. Action may be taken by the council upon a vote of a majority of the councilors present. Councilors shall receive no compensation but shall be reimbursed for reasonable expenses incurred in carrying out their duties under this chapter within the limit of funds available.

363-C:4 Conflict of Interest; Disqualification. No person shall be appointed as a councilor if he or any member of his family currently or during the 5 years prior to such appointment:

I. Receives or received a substantial portion of his income directly or indirectly from any public utility or its affiliate; or

II. Is or has been the titleholder or beneficiary of any financial interest in any public utility or its affiliate.

363-C:5 Conflict of Interest After Appointment. No councilor, during his term of appointment, shall voluntarily become interested pecuniarily in any public utility or its affiliate; and any councilor who, during such term, becomes so interested other than voluntarily, shall, within a reasonable time thereafter, divest himself of such interest.

363-C:6 Other Offices Prohibited. No councilor shall hold any national or state office of profit except the office of justice of the peace or notary public.

363-C:7 Prohibited Services. No councilor shall render any professional service, for any public utility or its affiliate nor shall he be a member of a firm which renders any such service, nor shall he directly or indirectly be a party to any contract with any such public utility, except a contract for the transportation of telephone or telegraph messages, or of passengers or property, or a contract for the purchase of water, gas or electricity or for other similar service.

363-C:8 Removal of Councilors. For inefficiency or neglect of duty or misconduct in

office, a councilor may, and for violation of any of the provisions of RSA 363-A:6-8 shall, be removed by the concurrence of the governor, senate president and speaker of the house; but a councilor shall be removed only after he shall have been given an opportunity to be heard publicly in person or by counsel in his own defense upon not less than 10 days' notice. In the event of the removal of any councilor, a record of the proceedings, together with the charges and findings thereon, shall be filed by the governor, senate president and speaker of the house in the office of the secretary of state.

363-C:9 Powers, Functions and Duties. The council shall have the following powers, functions and duties:

- I. To conduct or contract for studies, surveys, research or expert testimony in or for all matters affecting utility consumers' interests;
- II. To promote and further consumer education;
- III. To petition for, initiate, appear or intervene in, any proceeding before any board, commission, agency, court or regulatory body in which the interests of utility consumers are involved and to represent the interests of such consumers;
- IV. To enter into contracts for loans, grants contributions or other financial assistance with the federal government or any public or private corporation or individual;
- V. To perform such other functions as may be necessary to carry out the powers and duties of this chapter.

363-C:10 Consumer Advocate; Operations. Operations of the council shall be carried out by a consumer advocate who shall be appointed by the councilors. The consumer advocate shall be a qualified attorney admitted to practice in this state who shall hold office for an indefinite term, at the pleasure of the council, at a salary established by the council. The consumer advocate shall be empowered to petition for, initiate, appear or intervene in, any proceeding before any agency, board, commission, court or regulatory body in which the interests of utility consumers are involved and to represent the interests of such consumers. Nothing in this chapter shall be construed to exclude any other party, attorney or representative for any party from participating in such proceeding. The consumer advocate shall employ a deputy and such other assistants, clerical and administrative staff as necessary and within the limits of funds available for that purpose. The deputy and all other staff shall serve at the pleasure of the consumer advocate, at a salary established by the council.

363-C:11 Expenses of Council.

- I. The council shall be funded by voluntary contributions and such other funds as it may accept pursuant to RSA 363-C:10, IV.
- II. Each public utility shall at its own expense, include with its bills rendered during the months of September and March, or if no bills are rendered during such months, at least twice a year, a form to be devised by the council notifying its customers that they may voluntarily contribute such sums as they desire to fund the council established by this chapter. The utility shall collect all such sums so contributed and promptly forward them to the council along with such records as the council shall by rule require. All funds so collected shall be used by the council to carry out the powers, functions and duties set forth in this chapter.
- III. No utility bill containing the form required by this chapter shall contain any literature relating to the council or its activities unless approved by the council.
- IV. The form required by this chapter may contain such informative material as the council may by rule require, provided that the cost thereof shall not exceed the average cost of literature contained in public utility bills rendered during the 12 months preceding the form mailing.

363-C:12 Biennial Report. The council shall publish and file with the governor and

council and the offices of the speaker of the house and the senate president a report not later than December first of each off-numbered year. Such report shall contain such account of its proceedings for the 2 years last preceding, and such suggestions and recommendations for legislation or other matters affecting public utilities, as the council may desire to submit.

3 Transition. Notwithstanding RSA 363-C:3 as inserted by section 2 of this act, for the councilors appointed to the initial council, the president of the senate shall appoint one councilor for a 2 year term, and one councilor for a one year term, the speaker of the house shall appoint one councilor for a 2 year term and one councilor for a one year term, and the governor and council shall appoint one councilor for a 2 year term and one councilor for a one year term. Thereafter, the councilors shall serve the term as provided in RSA 363-C:3.

4 Effective Date. This act shall take effect upon its passage.

Rep. Cornelius spoke in favor of the McLane amendment.

Rep. Brouillard explained the McLane amendment and spoke in its favor.

Rep. Sara Townsend spoke to the bill.

Reps. John Winn and Morrisette spoke against the McLane amendment.

Rep. Coutermarsh spoke in favor of the amendment.

Rep. John Winn requested a roll call.

Sufficiently seconded.

Question being on the adoption of the McLane Amendment.

(Speaker Presiding)
YEAS 189 NAYS 119
YEAS 189

BELKNAP COUNTY

Ambrose, Beard, Bowler, Brouillard, French, Goyette, Hildreth and Lawton.

CARROLL COUNTY

Roderick Allen, Russell Chase, Claflin, Conley, Dickinson and Howard.

CHESHIRE COUNTY

Close, Cooke, Hanna, Ladd, William Lynch, Marshala, Milbank, Proctor, Ramsey, Russell, Scranton, Anthony Stevens and Wells.

COOS COUNTY

Cooney, Craggy, Fortier, Horton, Victor Kidder, Oleson, Poulin and Wiswell.

GRAFTON COUNTY

Altman, David Bradley, Richard Bradley, Cynthia Clark, Copenhaver, Cornelius, Gaylord Cummings, Fimlaid, Gemmill, Hough, Logan, Mann, Melnick, Symons, Taylor and Ward.

HILLSBOROUGH COUNTY

Ahern, Ainley, Bednar, Emile Boisvert, Boyd, Bragdon, Carswell, Carter, Coburn, Colson, Corser, Margaret Cote, Coutermarsh, Cullity, Day, Fleisher, Gardner, Granger, Salvatore Grasso, Ingram, Edmund Keefe, LaPlante, Lawrence, Lyons, Martel, McDonough, McGlynn, Miller, Milne, Morgage, Murray, Nardi, Normand, Timothy O'Connor, O'Neil, Orcutt, Reidy, Andre Simard, Leonard Smith, Kenneth Spalding, Spirou, P. Robert Thibeault, Wallin, Wheeler and Woodruff.

MERRIMACK COUNTY

Milton Cate, Chandler, Raymond Chase, Christensen, David Currier, Cushman, Eugene Daniell, Estee, Hager, Haller, Hanson, Hess, Kenison, William Kidder,

LaBonte, McLane, McNichol, Packard, Plourde, Ralph, Ryan, Shapiro, Sherman, Doris Thompson, Underwood and Elmer Wiggin.

ROCKINGHAM COUNTY

Appel, Belair, Blanchette, William Boucher, Briggs, Campbell, Collins, Collishaw, Cotton, Cressy, Dame, Roy Davis, Ganley, Gillis, Gooddich, Gould, Greene, Griffin, Hoar, Hobbs, Kelley, King, Krasker, Lockhart, Maynard, Michael O'Keefe, Page, Peterson, Reese, Richards, Sanborn, Schwaner, Constance Simard, Splaine, Tavitian, George Thibeault, Webster, Wilson and Wolfsen.

STRAFFORD COUNTY

Shirley Clark, Charles Grassie, Hebert, Horrigan, Joos, Kimball, Kincaid, Lessard, McManus, Rod O'Connor, Osgood, Robillard, Ruel, Barbara Thompson and White.

SULLIVAN COUNTY

Desnoyer, Frizzell, LaPointe, LeBrun, Lucas, Mahoney, Olden, Scott, Roma Spaulding, Sara Townsend, Tucker, George Wiggins and Williamson.

NAYS 119

BELKNAP COUNTY

Leary, Mansfield, Marsh and James Murray.

CARROLL COUNTY

Fullam, Kenneth Smith and Towle.

CHESHIRE COUNTY

Ames, Cournoyer, Fillback, Anne Gordon, Cleon Heald, Knight, Turner and Whipple.

COOS COUNTY

Burns, Drake, Huggins, George Lemire, Mabel Richardson, Valliere and York.

GRAFTON COUNTY

Ira Allen, Buckman, George Cate, W. Murray Clark, Duhaime, Myrl Eaton, Lamott, Pepitone and Bruce Townsend.

HILLSBOROUGH COUNTY

Ackerson, Alter, Baker, Belanger, Belcourt, Corey, Joseph Cote, Crotty, Drewniak, Joseph Eaton, Favreau, Gabrielle Gagnon, Nancy Gagnon, Philip Heald, George Healy, Howard Humphrey, Karnis, LaChance, Lamy Lefebvre, Levesque, Doris Lynch, MacDonald, Martineau, Morrissette, Paradis, Arnold Perkins, Russell Perkins, Peters, Polak, Reardon, Henry Richardson, Sing, Sullivan, Seeaney, Theriault, Harold Thompson, Vachon, Van Loan, Cecelia Winn, John Winn and Withington.

MERRIMACK COUNTY

Ayles, Bartlett, Laurent Boucher, John Cate, Alice Davis, George Gordon, H. Gwendolyn Jones, Millard, Noble, Riley, Shepard and Tarr.

ROCKINGHAM COUNTY

Barka, Benton, Thomas Connors, Charles Cummings, Cunningham, Danforth, Grace DeCesare, Flanagan, Gage, Gaskill, Kashulines, MacGregor, McEachern, Niebling, Parolise, Anthony Randall, Read, Rogers, Sayer, Scamman, Skinner and Stimmell.

STRAFFORD COUNTY

Bernard, Canney, Walter Desmarais, Donnelly, Joncas, Maloomian, Parshley, Rowell, Tibbets and Winkley.

SULLIVAN COUNTY

Barrus and Burrows.

and the McLane amendment was adopted.

Rep. Erler abstained from voting under Rule 16.

Rep. Harriman wished to be recorded in favor of the McLane amendment.

Rep. Ellis wished to be recorded in favor of the committee report.

Rep. Cushman moved the adoption of an amendment.

The clerk read the amendment in full.

Rep. Cushman spoke to her amendment.

Reps. McLane and French spoke against the Cushman amendment.

Rep. Peterson requested a roll call.

Sufficiently seconded.

(Speaker Presiding)
YEAS 112 NAYS 203
YEAS 112

BELKNAP COUNTY

Goyette, Hildreth, Leary and James Murray.

CARROLL COUNTY

Kenneth Smith and Towle.

CHESHIRE COUNTY

Cournoyer, Fillback, Hanna, Proctor, Ramsey, Russell and Anthony Stevens.

COOS COUNTY

Cooney, Huggins, George Lemire, Oleson, Poulin, Mabel Richardson, Valliere and York.

GRAFTON COUNTY

Buckman, Copenhagen, Myrl Eaton, LaMott and Symons.

HILLSBOROUGH COUNTY

Alter, Baker, Belcourt, Carswell, Corey, Corser, Margaret Cote, Crotty, Cullity, Day, Drewniak, Gabrielle Gagnon, Nancy Gagnon, Gardner, Granger, George Healy, LaChance, Lamy, LaPlante, Lefebvre, Madigan, Martineau, Morissette, Normand, O'Neil, Orcutt, Arnold Perkins, Russell Perkins, Polak, Reidy, Henry Richardson, Spirou, Sullivan, Sweeney, Theriault, Vachon, Wallin, Wheeler, Cecelia Winn, John Winn, Withington and Woodruff.

MERRIMACK COUNTY

Ayles, Bartlett, Raymond Chase, David Currier, Cushman, Eugene Daniell, George Gordon, H. Gwendolyn Jones, LaBonte, McNichol and Ralph.

ROCKINGHAM COUNTY

Appel, Blanchette, Cunningham, Danforth, Gage, Ganley, Gaskill, Hobbs, Kashulines, Krasker, MacGregor, Michael O'Keefe, Parolise, Peterson, Anthony Randall, Splaine, Tavitian and George Thibeault.

STRAFFORD COUNTY

Charles Grassie, Kincaid, Lessard, McManus, Rod O'Connor, Parshley, Robillard, Rowell, Tripp, White and Winkley.

SULLIVAN COUNTY

Frizzell, Lucas, Mahoney and Tucker.

NAYS 203

BELKNAP COUNTY

Ambrose, Beard, Bowler, Brouillard, French, Lawton and Mansfield.

CARROLL COUNTY

Roderick Allen, Russell Chase, Claflin, Conley, Dickinson, Fullam and Howard.

CHESHIRE COUNTY

Ames, Francis Callahan, Robert Callahan, Close, Cooke, Anne Gordon, Cleon Heald, Knight, Ladd, William Lynch, Marshala, Milbank, Scranton, Turner, Wells and Whipple.

COOS COUNTY

Burns, Craggy, Drake, Fortier, Horton, Victor Kidder and Wiswell.

GRAFTON COUNTY

Ira Allen, Altman, David Bradley, Richard Bradley, George Cate, Cynthia Clark, Murray Clark, Cornelius, Gaylord Cummings, Duhaime, Fimlaid, Gemmill, Hough, Logan, Mann, Melnick, Pepitone, Taylor, Bruce Townsend and Ward.

HILLSBOROUGH COUNTY

Ackerson, Ahern, Ainley, Bednar, Belanger, Emile Boisvert, Boyd, Bragdon, Carter, Coburn, Colson, Joseph Cote, Coutermash, Joseph Eaton, Favreau, Fleisher, Salvatore Grasso, Philip Heald, Howard Humphrey, Ingram, Karnis, Edmund Keefe, Lawrence, Levesque, Doris Lynch, Lyons, MacDonald, Martel, McDonough, McGlynn, Miller, Milne, Morgan, Morgage, Fred Murray, Nardi, Timothy O'Connor, Paradis, Peters, Reardon, Andre Simard, Sing, Leonard Smith, Kenneth Spalding, Robert Thibeault, Harold Thomson and Van Loan.

MERRIMACK COUNTY

Laurent Boucher, John Cate, Milton Cate, Chandler, Christensen, Alice Davis, Estee, Gamache, Hager, Haller, Hanson, Harriman, Hess, Kenison, William Kidder, McLane, Millard, Packard, Plourde, Riley, Ryan, Shapiro, Shepard, Sherman, Tarr, Doris Thompson, Underwood and Elmer Wiggin.

ROCKINGHAM COUNTY

Barka, Belair, Benton, William Boucher, Briggs, Campbell, Collins, Collishaw, Thomas Connors, Cotton, Cressy, Charles Cummings, Dame, Roy Davis, Grace De-Cesare, Eastman, Flanagan, Gillis, Goodrich, Gould, Greene, Griffin, Hoar, Kelley, King, Lockhart, Maynard, McEachern, Niebling, Page, Read, Reese, Richards, Rogers, Sanborn, Sayer, Scamman, Schwaner, Constance Simard, Skinner, Stimmell, Webster, Wilson and Wolfsen.

STRAFFORD COUNTY

Bernard, Canney, Shirley Clark, Walter Desmarais, Donnelly, Hebert, Horrigan, Joncas, Joos, Kimball, Maloomian, Osgood, Preston, Ruel, Barbara Thompson and Tibbets.

SULLIVAN COUNTY

Barrus, Burrows, Desnoyer, LaPointe, LeBrun, Olden, Scott, Roma Spaulding, Sara Townsend, George Wiggins and Williamson.
and the Cushman amendment lost.

Rep. Erler abstained from voting under Rule 16.

Ordered to third reading

SB 2, specifying where the standard data files maintained by the supervisors of the checklist may be inspected by the public and modifying the time requirement for additions or corrections to the checklist. Ought to pass with amendment. Rep. Russell Chase for Statutory Revision.

SB 2 would establish the location and availability of the data files for the checklist.

The amendment attaches several bills, passed by the House during the 1975 regular session, but referred by the Senate to the Select Committee to Study the Election Laws for interim study. (HB 368, HB 890, HB 231 and HB 481).

Rep. Hildreth moved that the amendment be divided in two parts, Sections numbered 1 through 11 and 14, 15 and 16; and Sections 12 and 13.

Motion granted.

Rep. Lawton spoke against the amendments.

Reps. McLane, Gardner, Cressy, Fred Murray, Symons and Spirou spoke in favor of the amendments.

Reps. George Wiggins, Milton Cate, Mabel Richardson, Bednar, French and Russell Chase spoke against the amendments.

Rep. Wilfrid Boisvert moved the previous question.

Sufficiently seconded.

Adopted.

Rep. Chandler requested a roll call.

Sufficiently seconded.

Question being on Sections 1 through 11, 14, 15 and 16.

(Speaker Presiding)
YEAS 110 NAYS 216
YEAS 110

BELKNAP COUNTY

Ambrose, Goyette, Hildreth and Sabbow.

CARROLL COUNTY

Roderick Allen.

CHESHIRE COUNTY

Ames, Hanna, Ladd, Proctor, Ramsey, Russell and Anthony Stevens.

COOS COUNTY

Cooney and Poulin.

GRAFTON COUNTY

Altman, David Bradley, Cynthia Clark, Copenhaver, Cornelius, Gemmill, Melnick and Symons.

HILLSBOROUGH COUNTY

Ackerson, Ahern, Bishop, Emile Boisvert, Corey, Margaret Cote, Cullity, Day, Joseph Eaton, Fleisher, Gardner, Granger, Edmund Keefe, Lamy, Lefebvre, Doris Lynch, MacDonald, Martel, Martineau, McDonough, McGlynn, Morrisette, Fred Murray, Nardi, Normand, O'Neil, Orcutt, Reidy, Shea, Leonard Smith, Spirou, Sullivan, Sweeney, Robert Thibeault, Tropea, Wallin, Wheeler and Woodruff.

MERRIMACK COUNTY

Raymond Chase, David Currier, Eugene Daniell, Estee, Gamache, Hager, Haller, Kenison, McLane, McNichol, Plourde, Ralph and Elmer Wiggen.

ROCKINGHAM COUNTY

Appel, Belair, Blanchette, Briggs, Collins, Thomas Connors, Cressy, Ganley, Gillis, Goff, Hobbs, Kelley, Krasker, Lockhart, Maynard, McEachern, Niebling, Michael O'Keefe, Parolise, Peterson, Richards and Splaine.

STRAFFORD COUNTY

Shirley Clark, Walter Desmarais, Charles Grassie, Hebert, Horrigan, Joos, Lessard, McManus, Rod O'Connor, Robillard, White and Winkley.

SULLIVAN COUNTY

Lucas, Mahoney and Sara Townsend.

NAYS 216

BELKNAP COUNTY

Beard, Bowler, Brouillard, French, Lawton, Leary, Mansfield, Marsh, James Murray and Kenneth Randall.

CARROLL COUNTY

Russell Chase, Claflin, Conley, Dickinson, Fullam, Howard, Kenneth Smith and Towle.

CHESTER COUNTY

Francis Callahan, Robert Callahan, Close, Cooke, Cournoyer, Fillback, Anne Gordon, Cleon Heald, Johnson, Knight, William Lynch, Marshala, Milbank, Scranton, Turner, Wells and Whipple.

COOS COUNTY

Burns, Craggy, Drake, Fortier, Horton, Huggins, Victor Kidder, George Lemire, Oleson, Mabel Richardson, Valliere, Wiswell and York.

GRAFTON COUNTY

Ira Allen, Richard Bradley, Buckman, George Cate, W. Murray Clark, Gaylord Cummings, Duhaime, Myrl Eaton, Firmlaid, Hough, LaMott, Logan, Mann, Pepitone, Taylor, Bruce Townsend and Ward.

HILLSBOROUGH COUNTY

Ainley, Alter, Bednar, Belanger, Belcourt, Wilfrid Boisvert, Boyd, Bragdon, Carswell, Carter, Coburn, Colson, Corser, Joseph Cote, Kendall Cote, Crotty, Drewniak, Clyde Eaton, Favreau, Gabrielle Gagnon, Nancy Gagnon, Salvatore Grasso, Philip Heald, George Healy, Howard Humphrey, Ingram, Karnis, LaChance, LaPlante, Lawrence, Levesque, Lyons, Madigan, McLaughlin, Miller, Milne, Morgan, Morgage, Timothy O'Connor, Paradis, Arnold Perkins, Russell Perkins, Peters, Polak, Reardon, Record, Henry Richardson, Seamans, Andre Simard, Sing, Kenneth Spalding, Theriault, Harold Thomson, Vachon, Van Loan, Cecelia Winn, John Winn and Withington.

MERRIMACK COUNTY

Ayles, Bartlett, Laurent Boucher, John Cate, Milton Cate, Chandler, Christensen, Cushman, Alice Davis, George Gordon, Hanson, Harriman, Hess, James Humphrey, H. Gwendolyn Jones, William Kidder, LaBonte, Millard, Noble, Packard, Shepard, Sherman, Tarr, Doris Thompson and Underwood.

ROCKINGHAM COUNTY

Barka, Benton, William Boucher, Campbell, Collishaw, Charles Cummings, Cunningham, Dame, Danforth, Roy Davis, Grace DeCesare, Eastman, Erler, Flanagan, Gage, Gaskill, Goodrich, Gould, Greene, Griffin, Hoar, Kashulines, King, MacGregor, Page, Anthony Randall, Read, Reese, Rogers, Sanborn, Sayer, Scamman, Schwaner, Constance Simard, Skinner, Stimmell, Tavitian, George Thibeault, Webster, Wilson and Wolfsen.

STRAFFORD COUNTY

Bernard, Canney, Donnelly, Joncas, Kimball, Kincaid, Maloomian, Osgood, Parshley, Pray, Preston, Rowell, Ruel, Tibbets and Tripp.

SULLIVAN COUNTY

Barris, Burrows, Desnoyer, Frizzell, LaPointe, LeBrun, Olden, Scott, Roma Spaulding, Tucker, George Wiggins and Williamson.
and Sections 1 through 11 and 14, 15 and 16 lost.

Question being on Sections 12 and 13 of the amendment.

A roll call was requested.

Sufficiently seconded.

(Speaker Presiding)
YEAS 100 NAYS 222
YEAS 100

BELKNAP COUNTY

Ambrose, Brouillard, Goyette and Sabbow.

CARROLL COUNTY

Roderick Allen.

CHESHIRE COUNTY

Ames, Cooke, Hanna, Ladd, Proctor, Russell and Anthony Stevens.

COOS COUNTY

Cooney, Drake and Poulin.

GRAFTON COUNTY

Altman, David Bradley, Cornelius, Gemmill, Melnick and Ward.

HILLSBOROUGH COUNTY

Ackerson, Ahern, Ainley, Belcourt, Bishop, Emile Boisvert, Corey, Corser, Margaret Cote, Cullity, Day, Joseph Eaton, Lamy, Lefebvre, Doris Lynch, Lyons, MacDonald, Martel, Martineau, McDonough, Morgrage, Morrisette, Nardi, Normand, O'Neil, Orcutt, Reidy, Shea, Leonard Smith, Spirou, Sullivan, Sweeney, Tropea, Vachon, Wallin, Wheeler, Cecelia Winn and John Winn.

MERRIMACK COUNTY

David Currier, Cushman, Eugene Daniell, Estee, Gamache, Hager, Kenison, McNichol and Elmer Wiggin.

ROCKINGHAM COUNTY

Appel, Belair, Blanchette, Collins, Thomas Connors, Cotton, Grace DeCesare, Ganley, Hoar, Hobbs, Kelly, Krasker, Lockhart, Maynard, Niebling, Michael O'Keefe, Parolise, Peterson, Richards and Splaine.

STRAFFORD COUNTY

Shirley Clark, Charles Grassie, Horrigan, Kincaid, Rod O'Connor, Osgood, Robillard, Barbara Thompson and Winkley.

SULLIVAN COUNTY

Lucas, Sara Townsend and Tucker.

NAYS 222

BELKNAP COUNTY

Beard, French, Hildreth, Lawton, Leary, Mansfield, Marsh, James Murray and Kenneth Randall.

CARROLL COUNTY

Claflin, Conley, Dickinson, Fullam, Howard, Kenneth Smith and Towle.

CHESHIRE COUNTY

Francis Callahan, Robert Callahan, Close, Cournoyer, Fillback, Anne Gordon, Cleon Heald, Johnson, Knight, William Lynch, Marshala, Milbank, Ramsey, Scranton, Turner, Wells and Whipple.

COOS COUNTY

Burns, Craggy, Fortier, Horton, Huggins, Victor Kidder, George Lemire, Oleson, Mabel Richardson, Valliere, Wiswell and York.

GRAFTON COUNTY

Ira Allen, Richard Bradley, Buckman, George Cate, Cynthia Clark, W. Murray Clark, Copenhaver, Gaylord Cummings, Duhaime, Myrl Eaton, Fimlaid, Hough, LaMott, Logan, Mann, Pepitone, Symons, Taylor, and Bruce Townsend.

HILLSBOROUGH COUNTY

Alter, Bednar, Belanger, Wilfrid Boisvert, Boyd, Bragdon, Carswell, Carter, Coburn, Colson, Joseph Cote, Kendall Cote, Crotty, Drewniak, Clyde Eaton, Favreau, Fleisher, Gabrielle Gagnon, Nancy Gagnon, Gardner, Granger, Salvatore Grasso, Philip Heald, George Healy, Howard Humphrey, Ingram, Karnis, Edmund Keefe, LaChance, Laplante, Lawrence, Levesque, Madigan, McGlynn, McLaughlin, Miller, Milne, Morgan, Fred Murray, Timothy O'Connor, Paradis, Arnold Perkins, Russell Perkins, Peters,

Polak, Reardon, Record, Henry Richardson, Seamans, Andre Simard, Kenneth Spalding, Theriault, P. Robert Thibeault, Harold Thomson, Van Loan, Withington and Woodruff.

MERRIMACK COUNTY

Ayles, Bartlett, Laurent Boucher, John Cate, Milton Cate, Chandler, Raymond Chase, Christensen, Alice Davis, George Gordon, Haller, Hanson, Harriman, Hess, James Humphrey, H. Gwendolyn Jones, William Kidder, LaBonte, McLane, Millard, Noble, Packard, Plourde, Ralph, Shepard, Sherman, Tarr, Doris Thompson and Underwood.

ROCKINGHAM COUNTY

Barka, Benton, William Boucher, Briggs, Campbell, Colishaw, Cressy, Charles Cummings, Cunningham, Dame, Danforth, Roy Davis, Eastman, Erler, Flanagan, Gage, Gaskill, Gillis, Goff, Goodrich, Gould, Greene, Kashulines, King, MacGregor, McEachern, Page, Anthony Randall, Read, Reese, Rogers, Sanborn, Sayer, Scamman, Schwander, Constance Simard, Skinner, Stimmell, Tavitian, George Thibeault, Webster, Wilson and Wolfsen.

STRAFFORD COUNTY

Bernard, Canney, Walter Desmarais, Donnelly, Hebert, Joncas, Joos, Kimball, Lessard, Maloomian, McManus, Parshley, Pray, Preston, Rowell, Ruel, Tibbets and Tripp.

SULLIVAN COUNTY

Barrus, Burrows, Desnoyer, Frizzell, LaPointe, LeBrun, Mahoney, Olden, Scott, George Wiggins and Williamson.

and Sections 12 and 13 lost.

Rep. French moved that SB 2 be indefinitely postponed.

Motion adopted.

COMMUNICATION

The Honorable George B. Roberts, Jr.

Speaker of the House

Dear Mr. Speaker:

With deep regret I submit my resignation from my position as Clerk of the House of Representatives, effective this Thursday, April 22.

With the help of my devoted colleagues and friends I have completely recovered from my recent illness, and it is time to achieve my long- desired goals of traveling to some of the remote places of the earth while time still permits.

After eighteen years of service as Clerk and Assistant Clerk this has been a tough decision for me to make. I shall try in every way to help continue the substantial progress that is being made in making us a more effective institution.

God bless you all!
J. Milton Street
Clerk of the House

VACATE

Rep. Drake moved that the House vacate the reference of HB 46, increasing the salary of the director of state police and making an appropriation therefor, to the

committee on Appropriations and re-refer said bill to the committee on Executive Departments and Administration.

Adopted.

The Speaker referred SB 24, amending the eligibility requirements to provide for Vietnam bonus payments to those veterans who are otherwise qualified but did not immediately return to New Hampshire upon discharge from military service, to Appropriations.

Rep. French moved that the House now adjourn from the early session, that the business of the late session be in order at the present time, that the reading of bills be by title only and that all bills ordered to third reading, except SB's 14 and 24, be read a third time by this resolution and that all titles of bills be the same as adopted, and that they be passed at the present time.

Adopted.

LATE SESSION
Third reading and final passage

SB 23, reinstating Hesser college as a corporation and ratifying certain degrees granted by them.

SB 15, continuing the solid waste committee.

SB 43, revising the economic poisons law.

HB 11, relative to the administrative procedures act.

HB 43, to add statutory construction provisions to the RSA chapter on the New Hampshire housing finance agency.

SB 7, permitting any state agency to return to the sender a check, draft or money order received as payment for a fee or license if the amount is incorrect or if application requirements have not been met.

SB 11, redefining the term "master electrician" as used in RSA 319-C and providing a credit for renewal of certain licenses.

SB 44, relative to changes in the fuel adjustment charges of public utilities.

SB 29, relative to licensing of diagnostic or treatment facilities.

HB 33, guaranteeing freedom of speech, full right to criticism and disclosure for all state employees.

HB 36, to provide for one additional alternate for the superior court review division.

HB 38, amending RSA 173-A, the dangerous sexual offenders law.

HB 39, making consistent the criminal code provisions dealing with pre-sentence credit for confinement.

SB 13, relative to the confidentiality of dental peer review committee proceedings.

HB 42, to prohibit employment of illegal aliens and to correct a citation in the penalty provision of RSA 275-A.

HB 47, providing for the payment of wages by electronic fund transfer.

HB 16, legalizing the regular town meeting in the towns of Rye, Lee, Exeter, Enfield, Alton and Madbury; legalizing the special town meetings in the town of Woodstock; legalizing the meeting in Newmarket, legalizing a meeting of the Belknap county

convention and authorizing the town of Carroll to borrow money to meet operating expenses.

HB 50, providing that town meeting day shall be the second Tuesday in March.

SB 40, amending a contributory pension system for employees of the city of Manchester, based on an actuarial study of contributions and payments to replace the existing pay-as-you-go system.

SB 10, repealing section 10-a of the Berlin city charter relative to absentee voting in the annual city elections; providing for the adoption of RSA 60:31-39 relative to absentee voting in city elections and repealing the 5-day requirement for correction of the checklist in Berlin.

SB 28, relative to the registration and operation of mopeds.

RECONSIDERATION

Rep. Symons moved reconsideration on SB 44, relative to changes in the fuel adjustment charges of public utilities.

Reconsideration lost.

Rep. Wilfrid Boisvert moved that SB 14, to allow a district court justice to establish the court clerk's salary, be indefinitely postponed and spoke to his motion.

Reps. Sayer, Ayles, McManus and Belair spoke against the motion.

Rep. Belcourt moved the previous question.

Sufficiently seconded.

Adopted.

Rep. Sayer requested a roll call on indefinite postponement.

Sufficiently seconded.

(Speaker Presiding)

YEAS 93 NAYS 241

YEAS 93

BELKNAP COUNTY

Leary, James Murray and Kenneth Randall.

CARROLL COUNTY

Dickinson, Fullam, Kenneth Smith and Towle.

CHESHIRE COUNTY

Ames, Robert Callahan, Anne Gordon, Johnson, Ladd, Marshala and Milbank.

COOS COUNTY

Burns, Huggins, Victor Kidder, George Lemire and Mabel Richardson.

GRAFTON COUNTY

Ira Allen, Buckman, W. Murray Clark, Gaylord Cummings, Duhaime, Myrl Eaton, Fimlaid, LaMott, Pepitone, Taylor and Ward.

HILLSBOROUGH COUNTY

Bednar, Belcourt, Wilfrid Boisvert, Joseph Cote, Kendall Cote, Gabrielle Gagnon, Nancy Gagnon, Philip Heald, LaChance, LaPlante, Levesque, Doris Lynch, MacDonald, Martineau, McLaughlin, Morrissette, Paradis, Russell Perkins, Peters, Rerdon, Seamans, Andre Simard, Sing, Leonard Smith, Theriault and Withington.

MERRIMACK COUNTY

Bartlett, John Cate, Chandler, Eugene Daniell, Alice Davis, George Gordon, H. Gwendolyn Jones, William Kidder, Millard and Shepard.

ROCKINGHAM COUNTY

Appel, Barka, William Boucher, Dame, Danforth, Erler, Flanagan, Goodrich,

Kashulines, Kelly, Anthony Randall, Scamman and Constance Simard
STRAFFORD COUNTY

Canney, Maloomian, Osgood, Preston, Rowell and Winkley.

SULLIVAN COUNTY

Burrows, Desnoyer, LaPointe, LeBrun, Scott, Sara Townsend, George Wiggins and Williamson.

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BELKNAP COUNTY

Ambrose, Beard, Bowler, Brouillard, French, Goyette, Hildreth, Lawton, Mansfield, Marsh and Sabbow.

CARROLL COUNTY

Roderick Allen, Russell Chase, Claflin, Conley and Howard.

CHESHIRE COUNTY

Francis Callahan, Close, Cooke, Cournoyer, Fillback, Hanna, Cleon Heald, Knight, William Lynch, Proctor, Ramsey, Russell, Scranton, Anthony Stevens, Turner, Wells and Whipple.

COOS COUNTY

Cooney, Craggy, Drake, Fortier, Horton, Oleson, Poulin, Valliere, Wiswell and York.

GRAFTON COUNTY

Altman, David Bradley, Richard Bradley, George Cate, Cynthia Clark, Copenhaver, Cornelius, Gemmill, Hough, Logan, Mann, Melnick, Symons and Bruce Townsend.

HILLSBOROUGH COUNTY

Ackerson, Ahern, Alter, Baker, Belanger, Bishop, Emile Boisvert, Boyd, Bragdon, Carswell, Carter, Coburn, Colson, Corey, Corser, Margaret Cote, Coutermarsh, Crotty, Cullity, Philip Currier, Day, Drewniak, Clyde Eaton, Joseph Eaton, Favreau, Fleisher, Gardner, Granger, Salvatore Grasso, George Healy, Howard Humphrey, Ingram, Karnis, Edmund Keefe, Lamy, Lawrence, Lefebvre, Lyons, Madigan, Martel, McDonough, McGlynn, Miller, Milne, Morgan, Morgage, Fred Murray, Nardi, Normand, Timothy O'Connor, O'Neil, Orcutt, Arnold Perkins, Polak, Record, Reidy, Henry Richardson, Shea, Kenneth Spalding, Spirou, Sullivan, Sweeney, P. Robert Thibeault, Harold Thomson, Tropea, Vachon, Van Loan, Wallin, Wheeler, Cecelia Winn, John Winn and Woodruff.

MERRIMACK COUNTY

Ayles, Laurent Boucher, Milton Cate, Raymond Chase, Christensen, David Currier, Cushman, Estee, Gamache, Hager, Haller, Hanson, Harriman, Hess, James Humphrey, Kenison, LaBonte, McLane, McNichol, Noble, Packard, Plourde, Ralph, Riley, Sherman, Tarr, Doris Thompson, Underwood and Elmer Wiggin.

ROCKINGHAM COUNTY

Belair, Benton, Blanchette, Briggs, Campbell, Collins, Collishaw, Thomas Connors, Cotton, Cressy, Charles Cummings, Cunningham, Roy Davis, Grace DeCesare, Eastman, Ellis, Gage, Ganley, Gaskill, Gillis, Goff, Gould Greene, Griffin, Hoar, Hobbs, King, Krasker, Lockhart, MacGregor, Maynard, McEachern, Niebling, Michael O'Keefe, Page, Parolise, Peterson, Read, Reese, Richards, Rogers, Sanborn, Sayer, Schwaner, Skinner, Splaine, Stimmell, Tavitian, George Thibeault, Webster, Wilson and Wolfsen.

STRAFFORD COUNTY

Bernard, Bouchard, Shirley Clark, Walter Desmarais, Donnelly, Charles Grassie, Hebert, Horrigan, Joncas, Joos, Kimball, Kincaid, Lessard, McManus, Rod O'Connor, Parnagain, Parshley, Pray, Robillard, Ruel, Barbara Thompson, Tibbets, Tripp and White.

SULLIVAN COUNTY

Barrus, Frizzell, Lucas, Mahoney, Olden, Roma Spaulding and Tucker. and the motion lost.

Rep. French moved that SB 14, to allow a district court justice to establish the court clerk's salary, be read a third time and passed.

Adopted

Third reading and final passage

SB 14, to allow a district court justice to establish the court clerk's salary.

On the motion of Rep. French the House adjourned at 2:02 o'clock to meet Wednesday next at 10:00 o'clock.

334 members were recorded as present.

Wednesday, April 21

The House met at 10:00 o'clock.

Prayer was offered by House Chaplain Milton L. Smith, Sr.

Let us pray: Good morning God. Thank You for being here with us. Perhaps You've heard this one Lord, "The only difference between men and boys is the price of the toys." I suspect Lord, there is more truth than poetry in such words. It can be frightening when adults refuse to "put away childish ways." Yet, a childlike response You will not despise, that is, to approach the realities of life with humility, faith, hope, love. God help us to know the difference between childish and childlike behavior and respond not react to the tasks that are before us with maturity of purpose and service. Thank You God for this day and give us wisdom to use it wisely and well.

Amen!

Rep. Benton led the Pledge of Allegiance.

LEAVES OF ABSENCE

Reps. Doris Lynch and Gaskill, the day, illness, Reps. Read, Tibbets, McManus, Danforth, Ellis and Kenison, important business.

INTRODUCTION OF GUESTS

Kenneth Nickell, guest of Rep. Splaine.

David Belegarde, Student Council president, Manchester Central High School, guest of the Minority Leader Rep. Spirou.

COMMITTEE REPORTS

HB 1, making a supplemental appropriation to the election account of the secretary of state. Ought to pass with amendment. Rep. Drake for Appropriations.

This is a known obligation at this time and the Committee felt they should recommend funding the current obligation.

Rep. Drake explained the committee report.

AMENDMENT

Amend the title of the bill by striking out same and inserting in place thereof the following:

AN ACT

making a supplemental appropriation to the state treasurer, retirement division for the state share of the normal contribution.

Amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1 Supplemental Appropriation. In addition to any other sums appropriated, the sum of \$978,581 for fiscal year 1976, is hereby appropriated to the state treasurer to be expended as follows:

Fiscal 1976

State treasury:

Retirement division:

91 Normal contribution

\$978,581

Estimated source of funds for

retirement division:

General fund

\$978,581

2 Effective Date. This act shall take effect upon its passage.

Amendment adopted.

Ordered to third reading.

HB 2, providing for the payment of related expenses from fees collected by the secretary of state in performing the decennial renewal of voluntary corporation charters. Ought to pass with amendment. Rep. Drake for Appropriations.

This appropriates funds required to comply with HB 209 passed last session, but not funded. (HB 209 was never sent to Appropriations Committee)

AMENDMENT

Amend the title of the bill by striking out same and inserting in place thereof the following:

AN ACT

making a supplemental appropriation to the operating budget of the secretary of state for expenses related to the decennial renewal of voluntary corporation charters.

Amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1 Supplemental Appropriation. In addition to any sums appropriated, the sum of \$2,500 for fiscal year 1976 and \$4,000 for fiscal year 1977, is hereby appropriated to the secretary of state to be expended as follows:

Fiscal 1976

Fiscal 1977

Secretary of State:

Office of the secretary		
20 current expenses	\$800	\$4,000
50 other personal services*	1,700	—
Total		\$4,000

Estimated source of funds for

office of the secretary:

General Fund	\$2,500	\$4,000
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*The funds in this appropriation shall not be transferred or expended for any other purpose and shall not lapse until June 30, 1977.

2 Effective Date. This act shall take effect upon its passage.

Amendment adopted.

Rep. Tucker requested a quorum count.

The Speaker declared a quorum present.

HB 2 was ordered to third reading.

ENROLLED BILLS REPORT

SB 7, permitting any state agency to return to the sender a check, draft, or money order received as payment for a fee or license if the amount is incorrect or if application requirements have not been met.

SB 15, continuing the solid waste committee.

SB 23, reinstating Hesser College as a corporation and ratifying certain degrees granted by them.

SB 29, relative to licensing of diagnostic or treatment facilities.

Mabel L. Richardson For The Committee

COMMITTEE REPORTS (continued)

HB 8, making a supplemental appropriation to the operating budget of the state prison for riot related expenses. Ought to pass with amendment. Rep. Drake for Appropriations.

This provides for an increase in prison budget for riot-related expenses and for shortfalls in operating budget, most of which is made available by transfers within the prison budget and amendment of footnotes. This also adjusts Youth Development Center Budget by transfers and footnotes.

AMENDMENT

Amend the title of the bill by striking out same and inserting in place thereof the following:

AN ACT

Making a supplemental appropriation to the operating budget of the state prison for riot related and other expenses and changing the operating budget of the New Hampshire youth development center.

Amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1 Supplemental Appropriation. In addition to any other sums appropriated to the state prison, the sum of \$83,300 is hereby appropriated to the state prison for fiscal year 1976 to be expended as follows and shall not be transferred or expended for any other purpose.

Fiscal 1976

21 State prison:

01 Administration:	
28 Current expenses	\$1,000
29 Current expenses-riot related	2,000
Total	\$3,000

Estimated source of funds for

Administration:	
General fund	\$3,000

02 Agriculture:

28 Current expenses	\$1,500
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Estimated source of funds for

Agriculture:	
General fund	\$1,500

03 Custodial care:

27 Current expenses	\$2,000
28 Current expenses-riot related	11,000
29 Food-riot related	32,600
58 Other personal services	7,000
59 Other personal services-riot related	5,000
Total	\$57,600

Estimated source of funds for

Custodial care:	
General fund	\$57,600

04 Operation and maintenance plant:

28 Current expenses	\$3,000
99 Maintenance repairs-riot related	13,200

Total	\$16,200
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Estimated source of funds for

Operation and maintenance plant:	
General fund	\$16,200

07 Treatment:

28 Current expenses	\$5,000
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Estimated source of funds for

Treatment	
General fund	\$5,000

Total	\$83,300
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Estimated source of funds for

State prison:

General \$83,300

2 Decreasing the Appropriation for the State Prison by \$55,224 in 1976. Amend 1975, 505:1.02,21,01 by striking out said paragraph and inserting in place thereof the following:

01 Administration:

10 Permanent personal services	\$40,297	\$41,407
11 Salary of warden	22,586	22,586
20 Current expenses	\$12,950	\$13,450
30 Equipment	700	200
50 Other personal services	8,835	8,875
62 Benefits	6,806	6,919
70 In-state travel	1,250	2,300
80 Out-of-state travel	450	500
Total	\$93,874	\$96,237

Estimated source of funds for

Administration:

General fund \$93,874 \$96,237

Further amend 1975, 505:1.02,21 by striking out paragraph 03 and inserting in place thereof the following:

03 Custodial care:

10 Permanent personal services	\$1,059,503	\$1,081,874
11 Salary of deputy warden	17,172	17,172
20 Other	97,760	98,760
21 Food*	245,000	247,000
30 Equipment	5,200	3,900
50 Other personal services	59,715	60,387
62 Benefits	111,160	113,437
70 In-state travel	250	350
80 Out-of-state travel	476	700
90 Awards-gate money	8,100	12,100
91 Custody of certain inmates**	10,500	10,500
92 Inmate wages A	41,200	56,400
Total	\$1,656,036	\$1,702,580

Estimated source of funds for

03 Custodial care:

General fund \$1,656,036 \$1,702,580

*In this appropriation \$38,240 in fiscal year 1976 and \$40,504 in fiscal year 1977 shall be for products used from the institution's farm, and no part of this amount shall be transferred or expended for any other purpose, the institution's farm shall receive credit for all products used even though in excess of \$38,240 for 1976 and \$40,504 for 1977.

**This appropriation shall be available for the custody of unmanageable inmates in out-of-state institutions or federal penitentiaries when no suitable institution exists in New Hampshire. Any payment out of this appropriation shall be made with approval of the governor and council. This fund may also be used for such inmates who have been sent to such out-of-state institutions from the Laconia state school and the New Hampshire hospital. No part of this appropriation shall be transferred to any other appropriation or expended for any other purpose.

Further amend 1975, 505:1.02,21 by striking out paragraph 06 and inserting in place thereof the following:

06 Prison industries:		
10 Permanent personal services	88,683	\$89,028
21 Materials for manufacturing*	90,000	125,000
23 Utilities and supplies	13,820	14,644
30 Equipment	190	650
50 Other personal services	1,000	1,100
62 Benefits	8,927	8,967
70 In-state travel	60	60
80 Out-of-state travel	100	100
90 Inmate wages A	9,110	23,910
Total	\$211,890	\$263,459

Estimated source of funds for

Prison industries:		
09 Prison industries income	\$211,890	\$263,459

*The funds in this appropriation shall not be transferred or expended for any other purpose and no portion of this appropriation shall be used to purchase materials for license plates other than required to provide for the replacement of damaged or lost plates or to purchase additional plates for the 1975 issue.

Further amend 1975, 505:1.02,21 by striking out paragraph 07 and inserting in place thereof the following:

07 Treatment:		
10 Permanent personal services	\$215,432	\$225,529
20 Current expenses	33,800	39,500
30 Equipment	6,830	3,300
50 Other personal services	23,465	24,984
62 Benefits	22,916	24,015
70 In-state travel	325	1,475
80 Out-of-state travel	100	500
93 Outside medical services A	13,000	23,000
Total	\$315,868	\$342,303

Estimated source of funds for

Treatment:		
General fund	\$315,868	\$342,303

3 Changing the fiscal 1976 appropriation for the Youth Development Center. Amend 1975, 505:1.02,22,01 by striking out said paragraph and inserting in place thereof the following:

01 Custodial care:		
10 Permanent personal services	\$848,543	\$858,293
11 Salary of superinten-dent	21,725	21,735
12 Salary deputy superintendent	16,595	16,605
20 Current expenses	129,212	112,400
21 Boys and girls benefit fund	7,800	7,950
22 Food A	119,188	130,000

23 Fuel A	79,000	85,000
30 Equipment	12,355	11,540
50 Other personal services	51,958	52,207
62 Benefits	91,727	92,718
70 In-state travel	411	432
80 Out-of-state travel	380	380
90 Maintenance projects-own forces F		
	15,650	
Total	\$1,394,544	\$1,389,260

Estimated source of funds for

Custodial care*		
05 Maintenance refunds	\$6,000	\$6,000
General fund	1,388,544	1,383,260
Total	\$1,394,544	\$1,389,260

*Such sums as may be required for the custody of certain inmates shall be transferred from the emergency fund upon approval by the governor and council.

Effective Date. This act shall take effect upon its passage.

Ordered to third reading.

HB 9, making a supplemental appropriation to the operating budget of the state prison. Inexpedient to legislate. Rep. Drake for Appropriations.

Substance of this bill has been collapsed into HB 8 to keep effect on budget as clear as possible.

Resolution adopted.

HB 10, making an appropriation to reimburse mental health agencies under the medicaid program. Ought to pass with amendment. Rep. Drake for Appropriations.

This bill authorizes the Division of Welfare to accept \$287,970 transferred from the Grants to Community Health Services appropriation.

The amount transferred when matched with \$437,030 of federal funds appropriates to the Division of Welfare \$725,000 to be expended to reimburse the public and private facilities for services rendered clients eligible under the Medicaid program. The amendment eliminates the previous amendment which commits \$400,000 to development grants for 1977.

Rep. Drake explained the committee amendment.

AMENDMENT

Amend the title of the bill by striking out same and inserting in place thereof the following:

AN ACT

making an appropriation to reimburse mental health facilities under the medicaid program.

Amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1 Authorizing Reimbursement to Community Mental Health Facilities for Services Provided Welfare Clientele Under Medicaid. Amend 1975, 505:21 by striking out said section and inserting in place thereof the following:

505:21 Medical Assistance.

I. It is hereby declared to be the intent of the general court that the appropriation made by section 1.05,03,07,01(medical assistance provider payment) of this act shall first be for the payment of mandatory services; second, for the payment of nursing home services; third, for the payment of prescribed drugs and fourth, for the payment of dental care services. The director of the division of welfare shall continue to provide medical services to the medically needy consistent with the applicable federal regulations and within the amounts appropriated.

II. The sum of \$725,000 is hereby appropriated to the division of welfare for fiscal year 1977 and credited to the appropriations made in section 1.05, 03, 07, 03, 01, 09, which shall be expended to reimburse the public and private community mental health facilities in New Hampshire for services rendered to public welfare clientele under the medicaid program. The sources of the funds for this appropriation are as follows: the sum of \$287,970 shall be transferred from the division of mental health from the appropriation made in section 1.05, 03, 04, 01, 02, 90, and the sum of \$437,030 shall be from federal funds obtained under Title XIX of the federal Social Security Act.

2 Effective Date. This act shall take effect July 1, 1976.

Amendment adopted.

Ordered to third reading.

HB 20, increasing the mileage rate for all state officials and employees required to use their private cars in the conduct of official business for the state and making an appropriation therefor. Inexpedient to legislate. Rep. Drake for Appropriations.

Any funds that may become available should first be applied to general employee benefits.

Resolution adopted.

HB 22, authorizing the payment of a shift differential to certain employees of the New Hampshire hospital and the Laconia state school and training center relating to the medical-dental staff of New Hampshire hospital and making an appropriation therefor. Ought to pass with amendment. Rep. Drake for appropriations.

The amendment does not change the parts of the bill relative to the reclassification of two dentists of the New Hampshire Hospital from classified positions to unclassified positions correcting an error made in the 1973, 594:1 New Hampshire Hospital Staffing Change.

The amendment, however, eliminates from consideration the payment of a shift differential. The Committee does not consider the request to be of an emergency nature and assigned other hospital needs a higher priority than this request.

AMENDMENT

Amend the title of the bill by striking out same and inserting in place thereof the following:

AN ACT

relating to the medical-dental staff of New Hampshire hospital.

Amend the bill by striking out sections 1 and 2 and renumbering sections 3 through 8 to read as

1 2 3 4 5 and 6 respectively.

Amendment adopted.

Ordered to third reading.

HB 27, making statutory changes in the fiscal policies of state agencies. Inexpedient to legislate. Rep. Drake for Appropriations.

The Committee saw no need to pass the bill. The references to capital budgets are already being done at the state level. The Sweepstakes changes are all being done in a proper manner and no one felt we should add more costs onto the counties because of the State Superior Court.

Resolution adopted.

HB 32, establishing an outdoor recreation planning program and making an appropriation therefor. Ought to pass with amendment. Rep. Drake for Appropriations.

This bill provides additional funds necessary for the Outdoor Recreation Planning Program which is required in order for New Hampshire to remain eligible for BOR funds and provides for interim overview by the Fiscal Committee of the General Court.

AMENDMENT

Amend the title of the bill by striking out same and inserting in place thereof the following:

AN ACT

increasing the appropriation for the bureau of outdoor recreation grant eligibility program.

Amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1 Appropriation. In addition to any other sums appropriated, there is hereby appropriated to the department of resources and economic development the sum of \$15,500 for the fiscal year ending June 30, 1977 for the bureau of outdoor recreation grant eligibility program. The said sum shall be a charge against federal funds in the amount of \$7,750 and against the general funds of the state in the amount of \$7,750. These appropriations are for the sole and exclusive purpose of said program and no part shall be used, transferred or expended for any other purpose. These funds may be used in part as grants to regional planning commissions and for independent consultants. If the federal grant received is less than estimated, the general fund appropriation shall be reduced by the same amount as the estimated federal funds are reduced, and the total appropriation shall not exceed the reduced totals of funds received from each source.

2 Report to Fiscal Committee. Commencing on the first day of the fourth month after the effective date of this section, the commissioner shall submit quarterly reports to the fiscal committee of the general court concerning the activities and proceedings of the planning program.

3 Effective Date. This act shall take effect July 1, 1976.

Amendment adopted.

Rep. Joseph Cote moved the HB 32 be indefinitely postponed and spoke to his motion.

Rep. LaMott spoke against the motion.

Rep. Drake spoke against the motion and yielded to questions.

Rep. Cote requested a quorum count.

The Speaker declared a quorum present.

Rep. Joseph Cote requested a roll call.

Sufficiently seconded.

(Speaker Presiding)
YEAS 16 NAYS 259
YEAS 16

CHESHIRE COUNTY

Cournoyer

GRAFTON COUNTY

W. Murray Clark

HILLSBOROUGH COUNTY

Joseph Cote, William Desmarais, Morgan, Timothy O'Connor, Paradis, Russell, Perkins, Record and Sing

MERRIMACK COUNTY

Chandler, H. Gwendolyn Jones

ROCKINGHAM COUNTY

Briggs

STRAFFORD COUNTY

Bouchard and Parshley

SULLIVAN COUNTY

Scott

NAYS 259

BELKNAP COUNTY

Beard, Bowler, French, Goyette, Hildreth, Lawton, Leary, Mansfield, Marsh, James Murray, Kenneth Randall, Sabbow, Young

CARROLL COUNTY

Russell Chase, Claflin, Conley, Fullam, Howard and Towle

CHESHIRE COUNTY

Ames, Robert Callahan, Close, Cooke, Fillback, Anne Gordon, Hanna, Cleon Heald, Knight, Ladd, William Lynch, Marshalla, McGinness, Milbank, Nims, Proctor, Ramsey, Russell, Scranton, Anthony Stevens, Turner, Wells and Whipple

COOS COUNTY

Burns, Cooney, Craggy, Drake, Fortier, Horton, Huggins, Victor Kidder, Oleson, Mabel Richardson, Valliere and Wiswell

GRAFTON COUNTY

Ira Allen, Altman, David Bradley, Richard Bradley, Buckman, George Cate, Copenhaver, Cornelius, Gaylord Cummings, Duhaime, Myrl Eaton, Fimlaid, Gemmill, Hough, LaMott, Logan, Mann, Melnick, Pepitone, Taylor, Bruce Townsend and Ward.

HILLSBOROUGH COUNTY

Ackerson, Ahern, Ainley, Alter, Baker, Barrett, Belanger, Belcourt, Bishop, Emile Boisvert, Boyd, Bragdon, Burke, Carswell, Carter, Coburn, Corey, Corser, Couter-marsh, Cullity, Philip Currier, Day, Drewniak, Clyde Eaton, Joseph Eaton, Favreau, Fleisher, Gabrielle Gagnon, Nancy Gagnon, Gardner, Granger, George Healy, Howard

Humphrey, Karnis, Edmund Keefe, LaChance, Lawrence, Lefebvre, Levesque, Lyons, MacDonald, Martel, Martineau, McGlynn, Miller, Fred Murray, Nardi, Normand, O'Neil, Orcutt, Arnold Perkins, Peters, Polak, Reardon, Reidy, Seamans, Shea, Andre Simard, Leonard Smith, Spirou, Sullivan, Theriault, P. Robert Thibeault, Harold Thomson, Vachon, Van Loan, Wallin, Wheeler, Cecelia Winn, John Winn and Withington

MERRIMACK COUNTY

Ayles, Bartlett, Castaldo, John Cate, Milton Cate, Raymond Chase, Christensen, Cushman, Eugene Daniell, Alice Davis, Estee, Gamache, Hager, Harriman, Hess, James Humphrey, William Kidder, LaBonte, McLane, McNichol, Millard, Packard, Plourde, Ralph, Riley, Shepard, Sherman, Tarr, Doris Thompson, Underwood and Elmer Wiggin

ROCKINGHAM COUNTY

Appel, William Boucher, Campbell, Collishaw, Thomas Connors, Cotton, Cressy, Charles Cummings, Cunningham, Dame, Roy Davis, Eastman, Flanagan, Gage, Ganley, Goff, Goodrich, Gould, Greene, Griffin, Hobbs, Kashulines, King, Krasker, MacGregor, Maynard, McEachern, Niebling, Page, Parolise, Peterson, Anthony Randall, Reese, Richards, Rogers, Sanborn, Sayer, Scamman, Schwaner, Constance Simard, Skinner, Stimmell, Tavitian, George Thibeault, Webster, Wilson and Wolfsen

STRAFFORD COUNTY

Bernard, Canney, Shirley Clark, Walter Demarais, Donnelly, Charles Grassie, Joncas, Joos, Kimball, Kincaid, Maloomian, Rod O'Connor, Osgood, Pray, Preston, Robillard, Rowell, Ruel, Barbara Thompson, White and Winkley

SULLIVAN COUNTY

Barrus, Burrows, Desnoyer, Frizzell, LaPointe, LeBrun, Lucas, Mahoney, Olden, Roma Spaulding, Sara Townsend, Tucker and Williamson and the motion failed.

Rep. Hoar wished to be recorded against the motion.

Ordered to third reading.

HB 44, amending a footnote to the current operating budget for the fish and game department. Ought to pass with amendment. Rep. Drake for Appropriations.

This bill provides non-lapsing funds for completion of

Milford Hatchery until June 30, 1977.

AMENDMENT

Amend the title of the bill by striking out the same and inserting in place thereof the following new title:

AN ACT

Extending the appropriation to complete Fish and Game Hatchery at Milford to June 30, 1977.

Amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1 Appropriation Lapse Extended. Amend 1975, 505:40 by inserting after the word "purpose" in the last paragraph of said section the following words: (and shall not lapse until June 30, 1977) so that said section as amended shall read:

505:40 Appropriation to Complete Fish and Game Hatchery at Milford. There is hereby appropriated to the fish and game department, for the purpose of completing the Milford hatchery the following:

1976

Completion of Milford hatchery	\$70,000
Less, estimated federal funds	35,000
Net appropriation*	\$35,000

*Notwithstanding any other laws to the contrary, the net proceeds from the sale of certain fish and game properties as authorized by 1974, 40:84 shall be deposited in the fish and game fund. In the event the sale of land takes place before the effective date of this act then this appropriation shall become void and lapse to the fish and game fund.

The above amounts are appropriated in addition to any other appropriation for the fish and game department. The sums appropriated shall be a charge against the fish and game fund and shall not be transferred or used for any other purpose and shall not lapse until June 30, 1977.

2 Effective date. This act shall take effective upon passage.

Amendment adopted.

Ordered to third reading.

HB 48, relative to changing the rate of the tobacco sale discount. Ought to pass with amendment. Rep. Drake for Appropriations.

This bill will help alleviate what appears to be a serious problem for the cigarette dealers in the state because of an amendment to last year's budget.

AMENDMENT

Amend section 1 of the bill by striking out said section and inserting in place thereof the following:

1 Changing the Rate of the Tobacco Stamp Sale Discount. Amend RSA 78:9 (supp) as amended by striking out said section and inserting in place thereof the following:

78:9 Stamps. The commissioner shall secure stamps, of such design and denomination as he shall prescribe, suitable to be affixed to packages of tobacco products, as evidence of the payment of the tax imposed by this chapter. The commissioner shall sell such stamps to each licensed manufacturer, wholesaler or sub-jobber at a discount of 2 3/4 per cent up to the first \$500,000, 2 1/2 per cent from \$500,001 to \$1,000,000 and 2 per cent for all sales in excess of \$1,000,000 of their face value on an annual basis from July 1 to June 30 to encourage each manufacturer, wholesaler or sub-jobber to affix such stamps and compensate them for so doing, and to licensed vending machine operators retailers at their face value. The commissioner may, in his discretion, permit a licensed manufacturer, wholesaler, sub-jobber, vending machine operator and retailer to pay for such stamps within 30 days after the date of purchase, provided a bond satisfactory to the commissioner in an amount not less than the sale price of such stamps shall have been filed with the commissioner, conditioned upon the payment of such stamps. The commissioner shall keep accurate records of all stamps sold to each manufacturer, wholesaler, sub-jobber, vending machine operator and retailer, and shall pay over all receipts from the sale of such stamps to the state treasurer daily.

Amend section 2 of the bill by striking out said section and inserting in place thereof the following:

2 Effective Date. This act shall take effect July 1, 1976.

Amendment Adopted

Ordered to third reading.

HB 49, providing for free distribution of the 1975 general court journals to members thereof. Ought to pass. Rep. Drake for Appropriations.

Amends budget footnote that precluded free distribution of journals. Present supply sufficient for free distribution to member attending that session.

Ordered to third reading.

SB 4, to make a supplemental appropriation for the veterans' home. Inexpedient to legislate. Rep. Drake for Appropriations.

The Commandant says he can take care of this in another manner.

Rep. Drake explained the committee report.

Resolution adopted.

SB 8, making a supplemental appropriation to nurses registration board. Ought to pass. Rep. Drake for Appropriations.

This bill is necessary because of the increased cost of postage and the larger number of nurses taking the exams than expected. There is additional revenue available from fees which will offset the additional cost. There will be no additional charge against the fund.

Ordered to third reading.

SB 9, increasing the advertising budget of the liquor commission, regulating expenditures for advertising, and making an appropriation therefor. Ought to pass with amendment. Rep. Drake for Appropriations.

The Committee felt that a trial period for advertisement was worthwhile and recommends that we at least try for a time.

AMENDMENT

Amend RSA 175:10, III as inserted by section 1 of the bill by striking out said paragraph and inserting in place thereof the following:

III. Any funds appropriated to the commission for the purposes of paragraph I shall be expended in the following manner:

- (a) eighty percent for liquor advertising with out-of-state media; and
- (b) twenty percent for liquor advertising with media in the state.

Amend section 2 of the bill by striking out same and inserting in place thereof the following:

2 Appropriation. In addition to any other funds made available for this purpose, there is hereby appropriated the sum of \$10,000 to the liquor commission for the fiscal year ending June 30, 1976, and \$40,000 for the fiscal year ending June 30, 1977, to be expended pursuant to RSA 175:10, III as inserted by section 1 of this act. The governor is authorized to draw his warrant for said sums out of any money in the treasury not otherwise appropriated.

Rep. Drake explained the amendment.

Reps. Reese, Sanborn, Barrus and Copenhaver spoke against the amendment.

Reps. Schwaner, Greene, Gillis and Lawton spoke in favor of the amendment.

Rep. Dickinson moved the previous question.

Sufficiently seconded.

Adopted.

A roll call was requested.

Sufficiently seconded.

(Speaker Presiding)
YEAS 178 NAYS 115
YEAS 178

BELKNAP COUNTY

French, Lawton, Leary, Marsh, James Murray and Kenneth Randall

CARROLL COUNTY

Claflin, Conley, Howard and Kenneth Smith

CHESHIRE COUNTY

Francis Callahan, Robert Callahan, Close, Fillback, Knight, Scranton Turner and Whipple

COOS COUNTY

Cooney, Craggy, Drake, Horton, George Lemire, Mabel Richardson, Valliere, Wiswell and York

GRAFTON COUNTY

Ira Allen, Altman, Buckman, Fimlaid, Gemmill, Hough, LaMott, Logan, Mann, and Ward

HILLSBOROUGH COUNTY

Ackerson, Ahern, Ainley, Baker, Barrett, Belanger, Belcourt, Wilfrid Boisvert, Burke, Carter, Coburn, Corser, Kendall Cote, Coutermarsh, Crotty, Philip Currier, Day, William Desmarais, Drewniak, Dwyer, Clyde Eaton, Joseph Eaton, Gabrielle Gagnon, Nancy Gagnon, Granger, Philip Heald, George Healy, Howard Humphrey, Karnis, Edmund Keefe, LaChance, Lawrence, Lyons, MacDonald, Martineau, Miller, Milne, Morgan, Fred Murray, Normand, Timothy O'Connor, O'Neil, Paradis, Russell Perkins, Peters, Polak, Reardon, Record, Reidy, Henry Richardson, Shea, Sing, Kenneth Spalding, P. Robert Thibeault, Vachon, Van Loan, Wallin, John Winn and Withington

MERRIMACK COUNTY

Ayles, Laurent Boucher, Milton Cate, Chandler, David Currier, Eugene Daniell, Estee, Gamache, Hess, James Humphrey, William Kidder, LaBonte, McLane, Millard, Noble, Packard, Plourde, Ralph, Riley, Doris Thompson and Elmer Wiggin

ROCKINGHAM COUNTY

Appel, Barka, Benton, Briggs, Campbell, Collishaw, Thomas Connors, Cressy, Charles Cummings, Cunningham, Dame, Roy Davis, Erler, Gage, Gillis, Goodrich, Gould, Greene, Hoar, Hobbs, Kashulines, King, Maynard, McEachern, Niebling, Page, Peterson, Richards, Sayer, Scamman, Schwaner, Constance Simard, Stimmell, Tavitan, George Thibeault, Webster, Wilson and Wolfsen

STRAFFORD COUNTY

Bernard, Hebert, Joncas, Joos, Kimball, Kincaid, Lessard, Maloomian, Osgood, Parnagian, Parsley, Pray, Robillard, and Ruel

SULLIVAN COUNTY

Desnoyer, Frizzell, Lucas, Mahoney, Olden, Scott, Tucker and George Wiggins

NAYS 115

BELKNAP COUNTY

Beard, Bowler, Goyette, Hildreth, Mansfield, Sabbow and Young

CARROLL COUNTY

Roderick Allen, Russel Chase, Dickinson, Fullam and Towle

CHESHIRE COUNTY

Ames, Cooke, Cournoyer, Ann Gordon, Hanna, Cleon Heald, Ladd, William Lynch, Marshala, McGinness, Milbank, Nims, Proctor, Ramsey, Russell, and Wells

COOS COUNTY

Burns, Huggins, Victor Kidder and Oleson

GRAFTON COUNTY

David Bradley, Richard Bradley, George Cate, W. Murray Clark, Copenhaver, Cornelius, Gaylord Cummings, Duhaime, Melnick, Pepitone, Taylor and Bruce Townsend

HILLSBOROUGH COUNTY

Bishop, Emile Boisvert, Boyd, Bragdon, Carswell, Corey, Joseph Cote, Margaret Cote, Fleisher, Gardner, Ingram, Levesque, Martel, McGlynn, Morgage, Orcutt, Andre Simard, Leonard Smith, Sullivan, Theriault, Harold Thompson and Wheeler

MERRIMACK COUNTY

Bartlett, Castaldo, John Cate, Raymond Chase, Christensen, Cushman, Alice Davis, Hager, Hanson, Harriman, H. Gwendolyn Jones, McNichol, Sheppard, Sherman and Underwood

ROCKINGHAM COUNTY

William Boucher, Cotton, Eastman, Flanagan, Ganley, Goff, Griffin, Kelley, Krasker, MacGregor, Parolise, Anthony Randall, Reese, Rogers, Sanborn, and Skinner

STRAFFORD COUNTY

Canney, Shirley Clark, Walter Desmarais, Donnelly, Charles Grassie, Rod O'Connor, Preston, Rowell, Barbara Thompson, White and Winkley

SULLIVAN COUNTY

Barrus, Burrows, Lapointe, LeBrun, Roma Spaulding, Sara Townsend and Williamson

and the amendment was adopted.

Rep. Underwood inadvertently voted no.

Rep. Sanborn moved that SB 9 be indefinitely postponed and spoke to his motion.

Rep. Sanborn yielded to Rep. Dickinson who spoke in favor of the motion.

Reps. Plourde, Chandler and Coutermarsh spoke against the motion.

Rep. Richard Bradley spoke in favor of the motion.

Rep. David Currier moved the previous question.

Sufficiently seconded.

Adopted.

Rep. Sanborn requested a roll call.

Sufficiently seconded.

Excused: Tarr, Cullity, Arnold, Perkins and Lefebvre

(Speaker Presiding)
YEAS 143 NAYS 162
YEAS 143

BELKNAP COUNTY

Beard, Bowler, Brouillard, Goyette, Hildreth, Mansfield, Sabbow and Young

CARROLL COUNTY

Roderick Allen, Russell Chase, Dickinson, Fullam and Towle

CHESTER COUNTY

Ames, Cooke, Cournoyer, Anne Gordon, Hanna, Cleon Heald, Ladd, William Lynch, Marshala, McGinness, Milbank, Nims, Proctor, Ramsey, Russell, Anthony Stevens and Wells

COOS COUNTY

Burns, Huggins, Victor Kidder and Oleson

GRAFTON COUNTY

David Bradley, Richard Bradley, George Cate, W. Murray Clark, Copenhaver, Cornelius, Gaylord Cummings, Duhaime, Gemmill, Melnick, Pepitone, Taylor and Bruce Townsend

HILLBOROUGH COUNTY

Bishop, Boyd, Bragdon, Carswell, Carter, Coburn, Corey, Corser, Margaret Cote, Fleisher, Nancy Gagnon, Gardner, Ingram, Levesque, Martel, McGlynn, Milne, Morgan, Orcutt, Peters, Shea, Leonard Smith, Sullivan, Theriault, Harold Thompson, Van Loan, Wallin, Wheeler and Cecelia Winn

MERRIMACK COUNTY

Bartlett, Castaldo, John Cate, Raymond Chase, Christensen, Cushman, Eugene Daniell, Alice Davis, Hager, Haller, Hanson, Harriman, Hess, H. Gwendolyn Jones, McLane, McNichol, Shepard, Sherman, Underwood and Elmer Wiggin

ROCKINGHAM COUNTY

Appel, William Boucher, Campbell, Collins, Thomas Connors, Cotton, Flanagan, Ganley, Goff, Gould, Greene, Griffin, Hoar, Kelley, Krasker, Lockhart, MacGregor, Niebling, Michael O'Keefe, Parolise, Anthony Randall, Reese, Richards, Rogers, Sanborn, Scamman, Skinner and Splaine

STRAFFORD COUNTY

Bouchard, Canney, Shirley Clark, Walter Desmarais, Donnelly, Charles Grassie, Joos, Parshley, Preston, Rowell, Barbara Thompson, White and Winkley

SULLIVAN COUNTY

Barrus, Frizzel, Lucas, Roma Spaulding, Sara Townsend and Williamson

NAYS 162

BELKNAP COUNTY

French, Lawton, Leary, Marsh, James Murray and Kenneth Randall

CARROLL COUNTY

Claflin, Conley, Howard and Kenneth Smith

CHESTER COUNTY

Francis Callahan, Robert Callahan, Close, Fillback, Knight, Scranton, Turner and Whipple

COOS COUNTY

Cooney, Craggy, Drake, Horton, George Lemire, Mabel Richardson, Valliere, Wiswell and York

GRAFTON COUNTY

Ira Allen, Altman, Buckman, Myrl Eaton, Fimlaid, Hough, LaMott, Logan, Mann and Ward.

HILLSBOROUGH COUNTY

Ackerson, Ahern, Ainley, Alter, Baker, Barrett, Belanger, Emile Boisvert, Burke, Joseph Cote, Kendall Cote, Coutermarsh, Crotty, Philip Currier, Day, William Desmarais, Drewniak, Dwyer, Clyde Eaton, Joseph Eaton, Favreau, Gabrielle Gagnon, Granger, Philip Heald, George Healy, Howard Humphrey, Karnis, Edmund Keefe,

LaChance, Lamy, Lawrence, Lyons, MacDonald, Martineau, McLaughlin, Miller, Morgan, Fred Murray, Normand, Timothy O'Connor, O'Neil, Paradis, Russell Perkins, Polak, Reardon, Record, Reidy, Henry Richardson, Seamans, Andre Simard, Sing, Kenneth Spaulding, Sweeney, P. Robert Thibeault, Vachon, John Winn and Withington
MERRIMACK COUNTY

Ayles, Laurent Boucher, Milton Cate, Chandler, David Currier, Gamache, James Humphrey, William Kidder, LaBonte, Millard, Noble, Packard, Plourde, Ralph, Riley, Ryan and Doris Thompson

ROCKINGHAM COUNTY

Barka, Benton, Collishaw, Cressy, Charles Cummings, Cunningham, Dame, Roy Davis, Eastman, Erler, Gage, Gillis, Goodrich, Hobbs, Kashulines, King, Maynard, McEachern, Page, Peterson, Sayer, Schwanner, Constance Simard, Stimmell, Tavitian, George Thibeault, Webster, Wilson and Wolfsen

STRAFFORD COUNTY

Bernard, Hebert, Joncas, Kimball, Kincaid, Lessard, Maloomian, Rod O'Connor, Osgood, Parnagian, Pray, Robillard, Ruel and Tripp

SULLIVAN COUNTY

Desnoyer, LaPointe, LeBrun, Mahoney, Olden, Scott, Tucker, and George Wiggins

and the motion lost.

At the request of Rep. McLane, Rep. Drake answered question.

SB 9 was ordered to third reading.

RECESS

SB 17, providing funds for the sire stakes fund from a share of the tax on harness horse races; eliminating breakage payments to the sire stakes fund and reducing the holding period for unclaimed pari-mutuel tickets. Ought to pass with amendment. Rep. Drake for Appropriations.

The evidence presented indicated that the limited program had paid dividends. and whereas this bill requires no more state funds in this biennium, we felt the bill should pass.

AMENDMENT

Amend the bill by striking out all after section 5 and inserting in place thereof the following:

6 Effective Date. This act shall take effect on July 1, 1976.

Rep. Eugene Daniell requested a quorum count.

The speaker declared a quorum present.

Rep. Drake explained the committee amendment and yielded to questions.

Rep. John Winn spoke against the bill.

Reps. Joseph Eaton, Kenneth Smith, Greene, Cressy, Campbell, Coutermash and Plourde spoke in favor of the amendment.

Rep. Wilfrid Boisvert moved the previous question.

Sufficiently seconded.

Adopted.

Amendment adopted.

Rep. Eugene Daniell moved that SB 17 be indefinitely postponed and spoke to his motion.

Reps. Plourde, Scamman, Coutermash and Drake spoke against the motion.

Rep. Oleson spoke in favor of the motion.

Rep. Wilfrid Boisvert moved the previous question.

Sufficiently seconded.

Adopted.

Motion lost.

SB 17 was ordered to third reading.

Rep. Kenneth Spalding wished to be recorded in favor of the committee report.

ENROLLED BILLS REPORT

SB 14, to allow a district court justice to establish the court clerk's salary.

SB 28, relative to the registration and operation of mopeds.

Mabel L. Richardson, For The Committee.

COMMITTEE REPORTS (continued)

SB 19, making a supplemental appropriation for the bureau of markets in the department of agriculture. Ought to pass. Rep. Drake for Appropriations.

The sums appropriated in this bill cover additional contract expense. A previous subscription price increase

covers the added cost.

Ordered to third reading.

SB 22, permitting the liquor commission to purchase land in Manchester for locating a state liquor store, providing for emergency repairs in the boiler room at the New Hampshire youth development center and making appropriations therefor; and relative to the location of the troop A/substation of the state police. Ought to pass with amendment. Rep. Drake for Appropriations.

The Committee felt very strongly that we should not start buying land in this special session for a liquor store in Manchester as there are too many variables to make proper judgment in such a short time. The addition of \$20,000 for the furnaces at Youth Development Center is a definite emergency. The Troop A barracks should be located on the state-owned land in Epping as it is centrally located in Troop A. No one in the district will have to travel any inordinate distance to reach this location. The State would have to build and man two head-quarters if we locate in Newington. The two park amendments are to clarify and allow what seemed to be reasonable changes.

AMENDMENT

Amend the title of the bill by striking out same and inserting in place thereof the following:

AN ACT

amending the 1975 capital improvement projects by providing for emergency repairs in

the boiler room at the New Hampshire youth development center and making an appropriation therefor; relative to the the location of the state police troop A/substation; relative to a capital improvement project at Hampton Beach; and relative to capital improvements at Mount Monadnock-Gap Mountain.

Amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1 Emergency Repairs for New Hampshire Youth Development Center Boiler Room. Amend 1975, 504:1, IX, (f) by striking out said subparagraph and inserting in place thereof the following:

(f) Install catwalk in boiler house new distribution panel and safety controls for No. 2 and 3 boilers and make emergency repairs to No. 2 and 3 boilerwalls. \$25,000*

2 Department of Safety, State Police Troop A/substation. Amend 1975, 504:1, VI, (b) by striking out said subparagraph and inserting in place thereof the following:

(b) State police and motor vehicles. Working drawings, and construction of Troop A/substation building of 3,000 square feet approximately, to include parking area and facilities described in 1975 Proposed Capital Improvement Program, Page XIII-b-1, as prepared and published by the department of public works and highways. To be located on the public works and highway property on Route 125 in Epping.

\$164,000

3 Hampton Beach Capital Improvement Project. Amend 1975, 504:1, X, (d), (2) by striking out said subparagraph and inserting in place thereof the following:

(2) Hampton Beach \$30,000*

*5-year bonds to be reduced by any available federal funds.

4 Bonds Authorized. Amend 1975, 504:7 by striking out said section and inserting in place thereof the following:

504:7 Bonds Authorized. To provide funds for the total of the appropriations of state funds made in sections 1, 2and 3 of this act, the state treasurer is hereby authorized to borrow upon the credit of the state not exceeding the sum of \$27,877,286 and for said purpose may issue bonds and notes in the name and on behalf of the state of New Hampshire in accordance with the provisions of RSA 6-A; provided, however, that the bonds issued for the purposes of section 1, subparagraphs IX, (d), (e) and (f), subparagraph X, (d) - (2), (7), (8) and (10), paragraph XVI, and section 3 (furnishings and equipment) of this act shall have a maturity date of 5 years from date of issue; the project detailed in subparagraph VIII, (a) shall be financed by a 4-year note; and the bonds issued for the purposes of section 3 (construction) of this act shall have a maturity date of 30 years from the date of issue.

5 Mount Monadnock-Gap Mountain Capital Improvements. Amend 1975, 432:2 by striking out said section and inserting in place thereof the following:

432:2 Capital Appropriations. The sums detailed in this section are hereby appropriated to the department of resources and economic development, division of parks for capital improvements:

Land acquisition	\$300,000
Parking areas at Marlborough	
· Trail and Toll Road.	10,000
Improvements to Bolles and Jewell properties.	85,000

Improvements to Town Road	
Leading to the Marlborough Trail	10,000
Fence to enclose Reservoir	
for Town of Jaffrey	14,000
Total	
Less Federal funds	\$419,000 177,500
Net State appropriation	\$241,500

6 Mount Monadnock-Gap Mountain Bonds Authorized. Amend 1975, 432:3 by striking out said paragraph and inserting in place thereof the following:

432:3 Bonds Authorized. To provide funds for the appropriation of state funds made in section 2 of this act, the state treasurer is hereby authorized to borrow upon the credit of the state the sum of two hundred forty one thousand five hundred dollars and for said purpose may issue bonds and notes in the name and on behalf of the state of New Hampshire in accordance with the provisions of RSA 6-A.

7 Effective Date. This act shall take effect upon its passage

Rep. Drake explained the committee amendment.

Amendment adopted.

Rep. Splaine offered an amendment and spoke to his amendment.

Reps. George Wiggins and Scamman spoke against the amendment.

Rep. Gillis spoke in favor of the amendment.

Rep. Wilfrid Boisvert moved the previous question.

Sufficiently seconded.

Adopted.

Amendment lost.

SB 22 was ordered to third reading.

SB 27, making a supplemental appropriation to the bank commission, increasing the appropriation for the public defender system in Merrimack county and making a supplemental appropriation to the barbers' board. Ought to pass with amendment. Rep. Drake for Appropriations.

The supplemental appropriation to the Bank Commission is funded from assessments to the state's banks. The supplemental appropriation to the Barbers' Board is covered by its revised revenue estimates. \$250,000 as part of a current state liability in the indigent defenders' fund is appropriated in fiscal year '76 and an additional public defender is established to reduce future state liabilities to this fund.

AMENDMENT

Amend the title of the bill by striking out same and inserting in place thereof the following:

AN ACT

making a supplemental appropriation to the bank commission, increasing the appropriation for the public defender system in Merrimack county, making a supplemental appropriation to the barbers' board and making a supplemental appropriation for fiscal 1976 for the indigent defendant program.

Amend section 5 of the bill by striking out same and inserting in place thereof the following:

5 Appropriation. In addition to any other sums appropriated for the indigent defendant grants under 1975, 505:1.01, 04, 05, 90 for fiscal year 1976, the sum of \$250,000 is hereby appropriated for fiscal year 1976. Said appropriation shall be subject to the footnote under 1975, 505:1.01, 04, 05, 90. The governor is authorized to draw his warrant for said sum out of any money in the treasury not otherwise appropriated.

6 Effective Date. This act shall take effect upon its passage.

Rep. Drake explained the committee amendment.

Amendment adopted.

Ordered to third reading.

Rep. Gillis abstained from voting under Rule 16.

HB 7, making municipalities in the Winnipesaukee river basin eligible to receive federal funding assistance for lateral sewer construction. Ought to pass with amendment. Rep. Drake for Appropriations.

Corrects existing statutes and allows New Hampshire Water Supply and Pollution Control Commission or any municipality served to design projects involving a mixture of eligible and ineligible systems in the Winnipesaukee Basin and further provides a means of funding algae control.

AMENDMENT

Amend the title of the bill by striking out the same and inserting in place thereof the following:

AN ACT

defining the responsibility for the planning of sewerage projects in the Winnipesaukee river basin; defining project allocation under P.L. 92-500; and making an appropriation for algae control in the surface waters of the state.

Amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1 Authority of the New Hampshire Water Supply and Pollution Control Commission. Amend RSA 149-G:1 (supp) as inserted by 1972, 36:1 as amended by striking out said section and inserting in place thereof the following:

149-G:1 Authority to Acquire, Construct, and Operate.

I. The New Hampshire water supply and pollution control commission is hereby authorized and directed to acquire, plan, construct, and operate, to serve certain municipalities within the Winnipesaukee river basin (including, but not necessarily limited to Meredith, Laconia, Gilford, Belmont, Sanbornton, Tilton, Northfield, and Franklin) any and all sewage and waste disposal facilities (meaning only those facilities eligible for state aid) in accordance with basin and regional treatment needs consistent with federal and state requirements.

II. The word "construction" shall include all engineering services in addition to the construction of new sewage or waste treatment plants, pumping stations, and intercepting sewers; the altering, improving or adding to existing treatment plants, pumping stations; and intercepting sewers (except those intercepting sewers and facilities retained by municipalities); and/or any other associated work, the intent being to include within the commission area of responsibility all construction work considered eligible for

state financial assistance under the provisions of RSA 149-B, and including any necessary land acquisition, easements and rights-of-way.

III. In order to achieve a high degree of reliability and to provide for efficient layout, construction and maintenance of pollution control facilities, the commission is hereby authorized to locate sewer and related facilities in all public roadways, whether owned or controlled by a municipality or the state subject to RSA 249:13.

IV. The commission is also hereby obligated to restore the public roads, when disturbed for the purpose indicated in paragraph III, to a condition acceptable to local and state highway authorities.

V. Nothing herein shall be construed to impair or repeal the authority conferred upon municipalities, under RSA 252, to construct main drains and common sewers.

VI. Nothing contained herein shall be construed to entitle municipalities to receive state aid in excess of their entitlement as provided for in connection with construction as defined in RSA 149-B.

VII. In order to produce maximum benefits with the least expenditure of federal, state, and local funds, the Commission, or any municipality served under RSA 149-G, is hereby authorized, under terms mutually agreed upon, to accept full responsibility for the planning of sewerage projects involving a mixture of eligible and ineligible facilities as defined in RSA 149-B. The Commission and the particular municipality involved will bear their pro-rata share of the associated costs for the work performed under such an agreement.

2 Application of Statutes Relative to the Municipalities. Amend RSA 149-G:4 (supp) as inserted by 1972, 36:1 by striking out said section and inserting in place thereof the following:

149-G:4 Application of the Statutes. All present powers, duties and functions conferred upon municipalities within the basin in connection with the planning, construction, financing and operation of sewage and/or waste treatment facilities (excepting common sewers and other collector facilities considered ineligible for state grants under the provisions of RSA 149-B), as are contained in RSA 148,149, 252 and applicable statutes, are hereby transferred to the New Hampshire water supply and pollution control commission. Personnel of municipalities engaged in the operation of sewage and/or waste treatment facilities, as referred to herein, shall be given an opportunity to become employees of the commission (with all benefits previously accrued) upon the effective date of the transfer of the municipal sewage and/or waste treatment facilities to the commission. In no case shall personnel accepting state employment, as provided hereunder, be paid less than the salary paid such individuals as of January 1, 1973, nor shall they suffer a loss or reduction in benefits associated with tenure of service. It shall be the responsibility of the municipality previously employing the individual to supplement such state of New Hampshire benefits if they are less than the employee might have received if his employment had continued uninterrupted with the municipality.

3 Defining Project Allocation under P.L. 92-500. Amend 1975, 505:1, 03, 05, by adding to the *footnote the following: Other provisions of law notwithstanding, the New Hampshire water supply and pollution control commission is hereby directed to allocate only those projects, which qualify for state aid under RSA 149-B, to federal grants made available under P.L. 92-500, 92nd Congress (subsequent amendments thereof, or any other relevant federal legislation).

4 Making an appropriation for Algae Control in the Surface Waters of the State. In addition to any other sums appropriated there is hereby appropriated to the water supply and pollution control commission the sum of \$60,000 for the fiscal year ending June 30, 1976 for the purposes of RSA 149-F, the control of algae and aquatic nuisances. The said sum shall be a charge against general funds in the amount of \$30,000 and against

other local funds in the amount of \$30,000. These funds shall not be used, transferred or expended for any other purpose and shall not lapse until June 30, 1977. No part of the general fund appropriation shall be expended unless the matching local share has been deposited with the state treasurer.

5 Effective Date. This act shall take effect upon passage.

Amendment adopted.
Ordered to third reading.

HB 24, making an appropriation for capital improvements. Ought to pass with amendment. Rep. Drake for Appropriations.

This bill provides office space for departments which are now renting. Centralized Data Processing will receive a permanent home here. This building is designed to last at least 100 years. The Committee feels this would be a wise investment.

AMENDMENT

Amend section 1 of the bill by striking out same and inserting in place thereof the following:

1 Appropriation. The sums hereinafter detailed in this section are hereby appropriated to the Department of Administration and Control for the following projects specified:

I State Office Building.	
Construction, furnishings and equipment for phase II state office building in Concord for Health and Welfare and Centralized Data Processing	\$11,850,000
II. Emergency Operating Center. Furnishings and equipment for an EOC in the phase II state office building.	\$750,000
Less Federal Funds	375,000
Net state appropriation	375,000
Total state appropriation-section 1	\$12,225,000*

*If additional federal funds become available then they are hereby appropriated and the state appropriation shall be reduced by an amount equal to the additional federal funds.

Amend section 2 of the bill by striking out same and inserting in place thereof the following:

2 Bonds Authorized. To provide funds for the appropriations made in section 1 of this act, the state treasurer is hereby authorized to borrow upon the credit of the state not exceeding the sum of \$12,225,000 and for said purpose may issue bonds and notes in the name and on behalf of the state of New Hampshire in accordance with the provisions of RSA 6-A.

Rep. Drake explained the committee amendment.
Amendment adopted.

Rep. Spirou moved that further consideration of HB 24 be postponed until the next legislative day and spoke to his motion.

Rep. Scamman spoke in favor of the motion.
Motion adopted.

SB 18, permitting the removal of contents of a safety deposit box by a surviving joint tenant without approval of the department of revenue administration. Ought to pass with amendment. Rep. Shirley Clark for Banks and Insurance.

Under current law a survivor cannot take anything out of a deposit box, except a will, without getting permission from the Department of Revenue Administration. This bill merely allows those direct descendants who are not taxed under our inheritance tax laws and in whom the tax commission has no interest to remove the contents of a safety deposit box. The tax commission has approved of this bill as amended.

Rep. Scamman requested an explanation of the committee report.

Rep. Shirley Clark explained the committee report and yielded to questions.

AMENDMENT

Amend the title of the bill by striking out same and inserting in place thereof the following:

AN ACT

relative to the access rights of survivors of a safety deposit box

Amend RSA 86:72, II as inserted by section 1 of the bill by striking out same and inserting in place thereof the following:

II. If a safety deposit box is rented under either of the following arrangements:

(a) To two persons jointly, with separate right of access to either or the survivor, and one of the joint renters dies; or

(b) To a single renter, and such renter appoints a deputy on the records of the lessor by written power of attorney expressly providing that the deputy shall have a continued right of access to the box notwithstanding the death of the renter, and the renter dies survived by such deputy; and if the surviving joint renter or surviving deputy, as the case may be, is the spouse or a parent or natural or adopted child or grandchild of the decedent, the written consent of the department of revenue administration shall not be required for the removal, in whole or in part, of the contents of such safety deposit box by such surviving joint renter or surviving deputy. Nothing herein contained shall be construed to create a joint tenancy in or otherwise establish ownership in any of the contents of such safety deposit box.

Amend the bill by striking out section 4 and inserting in place thereof the following:

4 Safe Deposit Box Access Rights of Survivors. Amend RSA 385 by inserting after section 5 the following new subdivision:

Safe Deposit Box Access Rights of Survivors under Certain Rental Agreements and Powers of Attorney

385:6 Joint Renters of Safe Deposit Boxes. When a safe deposit box is rented to 2 or more persons under a rental contract granting a separate right of access to either or any one of such persons or the survivor or survivors of them, the survivor or survivors of such joint renters shall have a right of access to such box for any purpose, subject only to the provisions of RSA 86:72; and the lessor of the box shall be protected against all renters of the box, their heirs, assigns, executors and administrators, in recognizing such right.

385:7 Surviving Deputies with Authorized Access to Safe Deposit Boxes. When a safe deposit box is rented to a person, and such renter appoints a deputy on the records of the lessor by written power of attorney expressly providing that the deputy shall have a continued right of access to the box after the death of the renter, and the renter dies survived by such deputy, then, notwithstanding any rule of law to the effect that a power of attorney is terminated by the death of the principal, such surviving deputy shall have a right of access to such box for any purpose, subject only to the provisions of RSA 86:72; and the lessor of the box shall be protected against the heirs, assigns, executors and administrators of such deceased renter in recognizing such right.

385:8 Title to Contents of Box Not Affected. The provisions of RSA 385:6 and 385:7 shall not be construed to create a joint tenancy in or otherwise establish ownership in any of the contents of a safe deposit box.

5 Effective Date. This act shall take effect 60 days after its passage.

Amendment adopted.

Ordered to third reading.

HB 21, making an appropriation for operating and capital expenses of the division of mental health and the New Hampshire hospital. Ought to pass with amendment. Rep. Drake for Appropriations.

HB 21 allows the New Hampshire hospital to step up the renovation schedule for reaccreditation by allowing patients to move into "Pleasant View" while they renovate the third building, Brown Building.

It also appropriates \$30,000 to expand the Forensic unit so we can keep 43 more patients under maximum security. There are operating expenses for the new ward built into the bill.

The committee also added enough money to complete the known shortfall in AFDC for FY 77.

The rest of the bill takes out money we won't need in 3 areas of the budget in FY 77 and appropriates \$25,000 to civil procedures where we have a known shortfall.

AMENDMENT

Amend the title of the bill by striking out same and inserting in place thereof the following:

AN ACT

making an appropriation for operating and capital expenses of the department of health and welfare.

Amend paragraph I of section 1 of the bill by striking out said paragraph and inserting in place thereof the following:

I. Division of mental health.

Administration:

Division of mental health administration
and support:

90 Civil Procedures-admissions	\$25,000
Total	\$25,000

Estimated source of funds for
division of mental health administration and support:
General fund

\$25,000

Amend paragraph III of section 1 of the bill by striking out said paragraph and inserting in place thereof the following:

III. New Hampshire hospital:

Professional care and treatment:	
10 Permanent personal services	\$167,183
30 Equipment	1,350
62 Benefits	16,718
Total	\$185,251

Estimated source of funds for professional care and treatment:	
General fund	\$185,251
Pleasant View Home	
10 Permanent personal services	\$55,591
20 Current expenses	49,700
62 Benefits	5,560
Total	\$110,851

Estimated source of funds for Pleasant View Home:	
General fund	\$110,851
Total	\$373,965

Estimated source of funds for Department of Health and Welfare:	
General fund	\$373,965

Amend section 1 of the bill by inserting after paragraph III the following new paragraph:

IV. Division of Welfare

Assistance payment:	
Assistance payments-aid to families with dependent children:	
90 Grants* A	\$2,517,623
Total	\$2,517,623

Estimated source of funds for assistance payments-aid to families with dependent children:	
Federal	\$1,517,623
General fund	1,000,000
Total	\$2,517,623

Amend the bill by striking out sections 4 and 5 and inserting in place thereof the following:

4 Appropriation. The following sums are hereby appropriated to the department of health and welfare for the projects specified:

New Hampshire hospital

I. Reconstruct, renovate and equip	
Brown building	\$2,800,000
II. Forensic unit	
Security screens and doors	30,000
III. Pleasant View Home	
Furnishings	400,000
Fire and security protection renovations including architects and engineering fees	370,000
Total	\$3,600,000

5 Bonds Authorized. To provide funds for the appropriations made in section 4 of this act, the state treasurer is hereby authorized to borrow upon the credit of the state not exceeding the sum of \$3,600,000 and for said purpose may issue bonds and notes in the name and on behalf of the state of New Hampshire in accordance with the provisions of RSA 6-A.

Amend the bill by striking out section 7 and inserting in place thereof the following:

7 Administration and Control, Christian Science Home. Amend 1975, 505:1.01, 04, 06, 02, 01, 92 by striking out same and inserting in place thereof the following:

92 Christian Science Home	52,000
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8 Footnote Deleted. Amend the footnote following 1975, 505:1.01, 04, 06, 02, 01, 92 by striking out said footnote.

9 New Hampshire Hospital, Custodial Care and Maintenance—Administration. Amend 1975, 505:1.05, 03, 04, 03, 01, 20 by striking out same and inserting in place thereof the following:

20 Current Expenses	2,580,500	2,673,300
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10 New Hampshire Hospital, Professional Care. Amend 1975, 505:1.05, 03, 04, 03, 02, 90 by striking out same and inserting in place thereof the following:

90 Consultants and fees***	297,580	253,504
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11 Footnote Amended. Amend the footnote following 1975, 505:1.05, 03, 04, 03, 02, 90 by striking out same and inserting in place thereof the following:

***In this appropriation \$158,080 for fiscal year 1976 and \$107,404 for fiscal year 1977 is designated for wages of patient employees and shall not be transferred or expended for any other purpose.

12 Effective Date. This act shall take effect upon its passage.

Rep. Scamman explained the bill.

Amendment adopted.

Ordered to third reading.

HB 17, providing opportunity in public education without discrimination. Ought to pass with amendment. Rep. Drake for Appropriations.

The Committee offered two amendments which answer some of the criticisms of the bill. One will cut additional costs to towns and cities and the state university. The other clarifies that the complainant at least has to go through the immediate supervising board at whatever level they may be before going to the Human Rights Commission.

Rep. French moved that debate be limited to one hour.

Rep. Spirou spoke in favor of the motion.

Adopted.

Rep. Day moved that the committee amendment to HB 17 be indefinitely postponed and spoke to her motion.

Rep. Scamman requested a quorum count.

The Speaker declared a quorum present.

Reps. Scamman, Lawton and Greene spoke against the motion.

Reps Normand, Spirou and French spoke in favor of the motion.

Rep. Pray moved the previous question.

Sufficiently seconded.

Adopted.

A roll call was requested.

Sufficiently seconded.

(Speaker Presiding)
YEAS 135 NAYS 133
YEAS 135

BELKNAP COUNTY

Brouillard, French, Mansfield and Kenneth Randall.

CARROLL COUNTY

Roderick Allen, Fullam and Towle.

CHESHIRE COUNTY

Ames, Robert Callahan, Close, Fillback, William Lynch, Marshala, Proctor, Ramsey, Russell and Anthony Stevens.

COOS COUNTY

Cooney, Huggins, Victor Kidder and Valliere.

GRAFTON COUNTY

Altman, David Bradley, Copenhaver, Cornelius, Gaylord Cummings, Hough, Melnick and Ward.

HILLSBOROUGH COUNTY

Ahern, Alter, Belanger, Bernier, Emile Boisvert, Coburn, Corey, Corser, Margaret Cote, Cullity, Philip Currier, Day, William Desmarais, Gabrielle Gagnon, Nancy Gagnon, Gardner, George Healy, Karnis, Edmund Keefe, Levesque, Martel, McDonough, McGlynn, Morgan, Morgrave, Nardi, Normand, O'Neil, Orcutt, Paradis, Reidy, Henry Richardson, Seamans, Shea, Andre Simard, Leonard Smith, Spirou, Sullivan, Theriault, P. Robert Thibeault, Harold Thomson, Vachon, Wallin, Wheeler, Cecelia Winn, John Winn and Woodruff.

MERRIMACK COUNTY

Raymond Chase, Christensen, David Currier, Cushman, Estee, Hager, Harriman, Hess, H. Gwendolyn Jones, McLane, Ralph, Sherman and Underwood.

ROCKINGHAM COUNTY

Appel, Briggs, Collins, Thomas Connors, Cotton, Cressy, Ganley, Gillis, Goff, Hobbs, Kelly, Krasker, Lockhart, MacGregor, Maynard, McEachern, Niebling, Michael O'Keefe, Parolise, Peterson, Anthony Randall, Reese, Richards and Splaine.

STRAFFORD COUNTY

Bernard, Bouchard, Shirley Clark, Walter Desmarais, Charles Grassie, Hebert, Joos, Kincaid, Lessard, Maloomian, Rod O'Connor, Parshley, Robillard, Ruel, Barbara Thompson and White.

SULLIVAN COUNTY

Desnoyer, LaPointe, LeBrun, Scott, Sara Townsend and Tucker.

NAYS 133

BELKNAP COUNTY

Bowler, Lawton, Leary, Marsh and James Murray.

CARROLL COUNTY

Russell Chase, Conley, Dickinson, Howard and Kenneth Smith.

CHESHIRE COUNTY

Francis Callahan, Cournoyer, Anne Gordon, Cleon Heald, Knight, McGinness, Milbank, Scranton, Turner, Wells and Whipple.

COOS COUNTY

Burns, Craggy, Fortier, Horton, Oleson, Mabel Richardson, Wiswell and York.

GRAFTON COUNTY

Ira Allen, Richard Bradley, Buckman, George Cate, W. Murray Clark, Fimlaid, Gemmill, LaMott, Mann, Pepitone and Bruce Townsend.

HILLSBOROUGH COUNTY

Barrett, Belcourt, Wilfrid Boisvert, Boyd, Burke, Carswell, Carter, Joseph Cote, Kendall Cote, Joseph Eaton, Favreau, Granger, Philip Heald, LaChance, Lawrence,

Lyons, MacDonald, Martineau, McLaughlin, Miller, Milne, Fred Murray, Timothy O'Connor, Peters, Polak, Reardon, Record, Sing, Sweeney, Tropea, Van Loan and Withington.

MERRIMACK COUNTY

Ayles, Laurent Boucher, John Cate, Milton Cate, Chandler, Eugene Daniell, Alice Davis, Gamache, Hanson, William Kidder, Millard, Packard, Riley, Shepard, Doris Thompson and Elmer Wiggin.

ROCKINGHAM COUNTY

Benton, William Boucher, Campbell, Charles Cummings, Cunningham, Dame, Eastman, Erler, Flanagan, Gage, Gould, Greene, Griffin, Kashulines, King, Page, Rogers, Sanborn, Scamman, Schwaner, Constance Simard, Skinner, Tavitian, George Thibeault, Webster, Wilson and Wolfsen.

STRAFFORD COUNTY

Canney, Donnelly, Joncas, Kimball, Osgood, Parnagian, Pray, Preston, Tripp and Winkley.

SULLIVAN COUNTY

Barrus, Burrows, Frizzell, Mahoney, Olden, Roma Spaulding, George Wiggins and Williamson.

and the amendment was indefinitely postponed.

Rep. Lawton moved that HB 17 be indefinitely postponed and spoke to his motion.

Reps. Hager, Wallin, Day, Leonard Smith and Lockhart spoke against the motion.

Reps. Griffin, Eugene Daniell, George Wiggins, Greene and Scamman spoke in favor of the motion.

Rep. Wilfrid Boisvert moved the previous question.

Sufficiently seconded.

Adopted.

A roll call was requested.

Sufficiently seconded.

(Speaker Presiding)

YEAS 174 NAYS 124

YEAS 174

BELKNAP COUNTY

Lawton, Leary, Marsh and James Murray.

CARROLL COUNTY

Roderick Allen, Russell Chase, Conley, Fullam, Howard, Kenneth Smith and Towle.

CHESTER COUNTY

Ames, Francis Callahan, Cournoyer, Fillback, Anne Gordon, Cleon Heald, Knight, Ladd, McGinness, Nims, Scranton, Turner, Wells and Whipple.

COOS COUNTY

Burns, Cooney, Craggy, Drake, Horton, Huggins, Victor Kidder, Oleson, Mabel Richardson, Valliere, Wiswell and York.

GRAFTON COUNTY

Ira Allen, Richard Bradley, Buckman, George Cate, W. Murray Clark, Gaylord Cummings, Myrl Eaton, Fimlaid, LaMott, Mann, Pepitone and Bruce Townsend.

HILLSBOROUGH COUNTY

Ackerson, Barrett, Belanger, Belcourt, Emile Boisvert, Wilfrid Boisvert, Boyd, Bragdon, Burke, Carter, Coburn, Joseph Cote, Kendall Cote, Dwyer, Clyde Eaton, Joseph Eaton, Favreau, Gabrielle Gagnon, Salvatore Grasso, Philip Heald, George Healy, Howard Humphrey, Karnis, Lawrence, LeFebvre, Levesque, MacDonald, Martineau, McLaughlin, Miller, Morgan, Morgrage, Timothy O'Connor, Paradis, Arnold Perkins, Russell Perkins, Peters, Polak, Reardon, Record, Sing, Sweeney, Theriault, Harold Thomson, Tropea and Withington.

MERRIMACK COUNTY

Ayles, Laurent Boucher, John Cate, Milton Cate, Chandler, Eugene Daniell, Alice Davis, Gamache, Hanson, Harriman, James Humphrey, H. Gwendolyn Jones, William Kidder, Millard, Ralph, Riley, Shepard, Sherman and Doris Thompson.

ROCKINGHAM COUNTY

Barka, Benton, William Boucher, Briggs, Campbell, Collishaw, Charles Cummings, Cunningham, Dame, Roy Davis, Eastman, Erler, Flanagan, Gage, Gould, Greene, Griffin, Kashulines, King, MacGregor, McEachern, Page, Anthony Randall, Rogers, Sayer, Scamman, Schwaner, Constance Simard, Tavitian, George Thibeault, Webster, Wilson and Wolfsen.

STRAFFORD COUNTY

Bernard, Bouchard, Canney, Walter Desmarais, Donnelly, Joncas, Kimball, Maloomian, Osgood, Parnagian, Parshley, Pray, Preston, Rowell, Ruel, Tripp and Winkley.

SULLIVAN COUNTY

Barrus, Burrows, Frizzell, LaPointe, Mahoney, Olden, Scott, Roma Spaulding, George Wiggins and Williamson.

NAYS 124

BELKNAP COUNTY

Bowler, Brouillard, French, Mansfield and Kenneth Randall.

CARROLL COUNTY

Claflin and Dickinson.

CHESHIRE COUNTY

Robert Callahan, Close, William Lynch, Marshal, Milbank, Proctor, Ramsey, Russell and Anthony Stevens.

COOS COUNTY

Fortier.

GRAFTON COUNTY

Altman, David Bradley, Copenhaver, Cornelius, Gemmill, Hough, Logan, Melnick and Ward.

HILLSBOROUGH COUNTY

Ahern, Alter, Bernier, Bishop, Carswell, Corey, Corser, Margaret Cote, Cullity, Philip Currier, Day, William Desmarais, Nancy Gagnon, Gardner, Granger, Edmund Keefe, LaChance, Lyons, Martel, McDonough, McGlynn, Milne, Fred Murray, Nardi, Normand, O'Neil, Orcutt, Reidy, Henry Richardson, Seamans, Shea, Andre Simard, Leonard Smith, Spirou, Sullivan, P. Robert Thibeault, Vachon, Van Loan, Wallin, Wheeler, Cecelia Winn, John Winn and Woodruff.

MERRIMACK COUNTY

Castaldo, Raymond Chase, Christensen, David Currier, Cushman, Estee, Hager, Haller, Hess, LaBonte, McLane, McNichol, Packard, Underwood, and Elmer Wiggin.

ROCKINGHAM COUNTY

Appel, Collins, Thomas Connors, Cotton, Cressy, Ganley, Gillis, Goff, Goodrich, Hoar, Hobbs, Kelly, Krasker, Lockhart, Maynard, Niebling, Michael O'Keefe, Parolise, Peterson, Reese, Richards, Sanborn, Skinner, Splaine and Stimmell.

STRAFFORD COUNTY

Shirley Clark, Charles Grassie, Hebert, Joos, Kincaid, Lessard, Rod O'Connor, Robillard, Barbara Thompson and White.

SULLIVAN COUNTY

Desnoyer, LeBrun, Lucas, Sara Townsend and Tucker.
and the motion passed.

The sub-committee on Resolutions and Screening having approved its introduction, Reps. Roberts, Spirou and Sweeney offered the following:

HCR 2, instructing the secretary of state to notify town and city clerks not to use literacy tests in registering voters.

Whereas, members of the general court have received reports that towns and city clerks and supervisors of checklists in some cities and towns have been requiring persons to take a literacy test before they can be registered to vote in those cities and towns; and

Whereas, the statutory authority for administering tests, RSA 55:10-13, has been nullified in effect by decisions of the United States Supreme Court which have declared literacy tests a prerequisite for voter registration to be contrary to the United States Constitution; and

Whereas, the election officials of all cities and towns should be informed that under the Supreme Court decision and pending a change in state law, they cannot administer literacy tests prior to registering voters; now, therefore, be it

Resolved by the House of Representatives, the Senate concurring:

That the attorney general be directed to prepare a letter addressed generally to all election officials in the state explaining the effect of United States Supreme Court decisions which have invalidated literacy test laws, including RSA 55:10-13, and stating that election officials may not administer such tests prior to registering voters:

That the attorney general deliver said letter to the secretary of state who shall make a sufficient number of copies and who shall mail a copy to all of the election officials in the state:

That the clerk of the Senate give copies of this resolution to the attorney general and the secretary of state.

Reps. French, Sweeney, Cressy and Spirou spoke in favor of the resolution.

Adopted.

The sub-committee on Resolutions and Screening having approved its introduction Reps. French, James W. Murray and Roberts offered the following:

HR 6, authorizing the speaker of the house to designate a committee to design and issue a special bicentennial license plate for members of the House of representatives.

Rep. Chandler spoke against the resolution.

Rep. Spirou moved that further consideration of HR 6 be postponed until the next legislative day.

Adopted.

Reps. Harney, Scamman, and Wolfsen offered the following:

Whereas, we have learned with sorrow of the death of James F. Leavitt, a former Representative from North Hampton, and

Whereas, Mr. Leavitt, served diligently as a member of the House of Representatives for four terms, and

Whereas, he served his community faithfully and with efficiency, therefore be it

Resolved, that the members of the House of Representatives do hereby extend our sympathy to his family, and be it further

Resolved, that a copy of these resolutions be transmitted to his family.

Unanimously adopted by a rising vote and a minute of silent prayer.

RECONSIDERATION

Rep. Lawton moved reconsideration on HB 17, providing opportunity in public education without discrimination. (indefinite postponement)

Motion lost.

Rep. French moved that the House now adjourn from the early session, that the business of the late session be in order at the present time, that the reading of bills be by title only and that all bills ordered to third reading, be read a third time by this resolution and that all titles of bills be the same as adopted, and that they be passed at the present time.

Adopted.

LATE SESSION
Third reading and final passage

HB 7, defining the responsibility for the planning of sewerage projects in the Winipesaukee river basin; defining project allocation under P. L. 92-500: and making an appropriation for algae control in the surface waters of the state.

SB 18, permitting the removal of contents of a safety deposit box by a surviving joint tenant without approval of the department of revenue administration.

HB 10, making an appropriation to reimburse mental health facilities under the medicaid program.

HB 21, making an appropriation for operating and capital expenses of the department of health and welfare.

HB 1, making a supplemental appropriation to the state treasurer, retirement division for the state share of the normal contribution.

HB 2, making a supplemental appropriation to the operating budget of the secretary of state for expenses related to the decennial renewal of voluntary corporation charters.

HB 8, making a supplemental appropriation to the operating budget of the state prison for riot related and other expenses and changing the operating budget of the New Hampshire youth development center.

HB 22, relating to the medical-dental staff of New Hampshire hospital.

HB 32, increasing the appropriation for the bureau of outdoor recreation grant eligibility program.

HB 44, extending the appropriation to complete Fish and Game Hatchery at Milford to June 30, 1977.

SB 22, permitting the liquor commission to purchase land in Manchester for locating a state liquor store, providing for emergency repairs in the boiler room at the New Hampshire youth development center and making appropriations therefor; and relative to the location of the troop A/substation of the state police.

SB 27, making a supplemental appropriation to the bank commission, increasing the appropriation for the public defender system in Merrimack county and making a supplemental appropriation to the barbers' board.

HB 49, providing for free distribution of the 1975 general court journals to members thereof.

SB 8, making a supplemental appropriation to nurses registration board.

SB 19, making a supplemental appropriation for the bureau of markets in the department of agriculture.

HB 48, relative to changing the rate of the tobacco sale discount.

SB 9, increasing the advertising budget of the liquor commission, regulating expenditures for advertising, and making an appropriation therefor.

SB 17, providing funds for the sire stakes fund from a share of the tax on harness horse races; eliminating breakage payments to the sire stakes fund and reducing the holding period for unclaimed parimutuel tickets.

RECESS

ENROLLED BILLS COMMITTEE REPORT

SB 8, making a supplemental appropriation to nurses registration board.
 SB 19, making a supplemental appropriation for the bureau of markets in the department of agriculture.

Laurier Lamontagne for the Committee

RECESS

Rep. French moved that the House adjourn to meet next at the call of the Speaker.
 Adopted.

Wednesday, 12 May 76

The House met at 11:00 o'clock.

Prayer was offered by House Chaplain Milton L. Smith, Sr.

Good Morning Lord! Yes, it is a good morning Lord, for we are alive. Alive! From the bottom of our feet to the top of our heads we are alive! Let us move forward with determination to serve the people of our state as You would have us serve. Let there be no thought of failure in the matters before us that really count for greatness, justice, truth, mercy, life, liberty.

Someone has said a failure is a person, who, when opportunity knocked on his front door, he was out in the backyard looking for four-leaf clovers. O God keep us in the front lines where the action is and dare to be decision makers for the good of our state and people, as You would have us see it. May we open the doors of our lives and seek Your Divine guidance, for with it we can not fail. God bless us, in Jesus' name. Amen!

Rep. Spirou led the Pledge of Allegiance.

LEAVES OF ABSENCE

Reps. Cushman, Reese, Robert Callahan, David Currier, Sabbow and Brouillard, the day, important business.

Reps. D'Amante and Clyde Eaton, the day, illness.

Rep. Schwaner, the day, illness in family.

INTRODUCTION OF GUESTS

Hon. Tim Barrow, former Speaker of Arizona House and former Mayor of Phoenix. Hon. Barrow is fellow at Kennedy Institute of Politics, Harvard, Guest of Rep. Gardner. PN Kevin Smith, son of House Chaplain Rev. Milton L. Smith, Sr., one of four sons in the Navy.

INTRODUCTION OF SJR AND SENATE BILLS

First, second reading and referral

SJR 1, establishing a special committee to study tax reform at all levels of government. (Ways and Means)

SB 26 relative to a driver alcohol restraining program and relating to the restoration of driving privileges upon a finding of not guilty of driving under the influence of intoxicating liquors or controlled drugs. (Appropriations)

SB 35, relative to the sale of liquor and beverages by restaurants on outdoor patios and by non-profit performing arts facilities. (Liquor Laws)

SB 39, requiring credit card companies to notify credit card holders whenever their records are disclosed to any federal or investigatory agency under court order or subpoena. (Banks and Insurance)

SB 48 relative to appropriations for capital improvements for certain state agencies and departments; decreasing the appropriation for maintenance repairs at the state prison and extending the 1973 highway betterment appropriation. (Appropriations)

SB 49, relative to the operation of the print shop in the office of the commissioner of resources and economic development. (Executive Departments and Administration)

SB 52, to eliminate literacy tests for voters. (Statutory Revision)

SB 53, relative to workmen's compensation coverage for domestic employees. (Labor, Human Resources and Rehabilitation)

SB 54, to give the superior court injunctive power over certain motor carrier activities. (Judiciary)

SB 55, relative to the payment of school building aid money to the Sanborn and Timberlane regional school districts and the Wakefield school district. (Joint Committee Appropriations and Education)

SB 57, establishing the New Hampshire incentive program combining grants and loans and making an appropriation therefor. (Joint Committee Appropriations and Education)

SB 59, relative to the authority of the state board of education to remove or to authorize the employment of superintendents, assistants, teacher consultants and business administrators. (Education)

SENATE MESSAGES

CONCURRENCE IN HOUSE AMENDMENTS

SB 9, increasing the advertising budget of the liquor commission, regulating expenditures for advertising, and making an appropriation therefor.

SB 10, repealing section 10-a of the Berlin city charter relative to absentee voting in the annual city elections; providing for the adoption of RSA 60:31-39 relative to absentee voting in city elections and repealing the 5-day requirement for correction of the checklist in Berlin.

SB 11, redefining the term "master electrician" as used in RSA 319-C and providing a credit for renewal of certain licenses.

SB 13, relative to the confidentiality of dental peer review committee proceedings.

SB 18 relative to the access rights of survivors of a safety deposit box.

SB 40, amending a contributory pension system for employees of the city of Manchester, based on an actuarial study of contributions and payments to replace the existing pay-as-you-go system.

SB 43, revising the economic poisons law.

SB 27, making a supplemental appropriation to the bank commission, increasing the appropriation for the public defender system in Merrimack county, making a supplemental appropriation to the barbers' board and making a supplemental appropriation for fiscal 1976 for the indigent defendant program.

NONCONCURRENCE

REQUESTS COMMITTEE OF CONFERENCE

SB 17, providing funds for the sire stakes fund from a share of the tax on harness

horse races; eliminating breakage payments to the sire stakes fund and reducing the holding period for unclaimed pari-mutuel tickets.

The President appointed Sens. Brown, Saggiotes and Blaisdell.

Rep. Drake moved that the House accede to a Committee of Conference.

Adopted.

The Speaker appointed Reps. Drake, William Kidder, McGinness and Gillis.

SB 22, permitting the liquor commission to purchase land in Manchester for locating a state liquor store, providing for emergency repairs in the boiler room at the New Hampshire youth development center and making appropriations therefor; and relative to the location of the troop A/substation of the state police.

Rep. Drake moved that the House accede to the request for a committee of conference.

Adopted.

The President appointed Sens. Brown, Sanborn, and Preston.

The Speaker appointed Reps. Scamman, LaMott, Belcourt and Mahoney.

SPECIAL ORDERS

The Speaker called for the Special Orders.

Rep. French requested a quorum count.

285 members answering the count, a quorum was present.

HB 24, making an appropriation for capital improvements. Rep. Drake for Appropriations.

Question being on ordering HB 24 to third reading.

Rep. Drake offered an amendment and explained the amendment.

AMENDMENT

Amend section 1 of the bill by striking out same and inserting in place thereof the following:

1 Appropriation. The sums hereinafter detailed in this section are hereby appropriated to the department of administration and control for the following projects specified:

I State Office Building.

Construction, furnishings and equipment for phase II state office building in Concord for Health and Welfare and Centralized Data Processing.	\$10,850,000
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II Emergency Operating Center.

Furnishings and equipment for an EOC in the phase II state office building.	\$750,000
Less Federal Funds	375,000
Net state appropriation	375,000

Total state appropriation - section 1

\$11,225,000*

*If additional federal funds become available then they are hereby appropriated and the state appropriation shall be reduced by an amount equal to the additional federal funds.

Amend section 2 of the bill by striking out same and inserting in place thereof the following:

2 Bonds Authorized. To provide funds for the appropriations made in section 1 of this act, the state treasurer is hereby authorized to borrow upon the credit of the state not

exceeding the sum of \$11,225,000 and for said purpose may issue bonds and notes in the name and on behalf of the state of New Hampshire in accordance with the provisions of RSA 6-A.

Amendment adopted.

Rep. Anthony Stevens offered an amendment.

The clerk read the amendment in full.

Rep. Anthony Stevens spoke to his amendment.

Question being on the adoption of the Stevens' amendment.

Rep. Spirou moved that further consideration of HB 24 be postponed until 12:01 and spoke to his motion.

Adopted.

HR 6, authorizing the speaker of the house to designate a committee to design and issue a special bicentennial license plate for members of the house of representatives.

Whereas, this is a bicentennial year; and

Whereas, this body of the general court has played a significant role in the historical development of the state of New Hampshire; and

Whereas, it is deemed fitting and appropriate for the membership of the present house of representatives to participate in a visual display of this momentous national celebration; now, therefore, be it

Resolved, that the speaker of the house of representatives is authorized to appoint a 3-member committee to work with the director of motor vehicles pursuant to any regulation promulgated by the director relative to bicentennial plates, to design and produce an appropriate bicentennial plate in the form, shape and color as agreed upon by said committee and the director.

Be it Further Resolved, that the bicentennial plate shall be sold at actual cost of production to the respective members of the house of representatives.

Rep. Anne Gordon spoke against the resolution.

Reps. French and Coutermarsh spoke in favor of the resolution.

Rep. Wilfrid Boisvert moved the previous question.

Sufficiently seconded.

Adopted.

A roll call was requested.

Sufficiently seconded.

(Speaker Presiding)

YEAS 160 NAYS 150

YEAS 160

BELKNAP COUNTY

French, Lawton, Leary and Kenneth Randall.

CARROLL COUNTY

Claflin, Conley, Dickinson, Fullam, Howard, Kenneth Smith and Towle.

CHESHIRE COUNTY

Ballam, Cournoyer, Marshala, McGinness, Turner and Whipple.

COOS COUNTY

Burns, Fortier, Huggins, Hunt, Victor Kidder, Oleson, Mabel Richardson, Wiswell and York.

GRAFTON COUNTY

Ira Allen, Altman, Buckman, George Cate, Gaylord Cummings, Duhaime, Myrl Eaton, Fimlaid, LaMott, Logan, Mann and Bruce Townsend

HILLSBOROUGH COUNTY

Ackerson, Baker, Barrett, Bednar, Belanger, Emile Boisvert, Bragdon, Cobleigh, Colson, Joseph Cote, Kendall Cote, Margaret Cote, Coutermarsh, Crotty, Forsaith

Daniels, Favreau, Salvatore Grasso, George Healy, Howard Humphrey, Karnis, Edmund Keefe, Lawrence, Lefebvre, Lyons, Madigan, McDonough, Miller, Milne, Morgan, Morrisette, Fred Murray, Paradis, Arnold Perkins, Peters, Polak, Reardon, Record, Henry Richardson, Seamans, Andre Simard, Sing, Kenneth Spalding, Sweeney, Theriault, P. Robert Thibeault, Harold Thomson, Tropea, Van Loan and Wheeler.

MERRIMACK COUNTY

Ayles, Laurent Boucher, John Cate, Milton Cate, Christensen, Alice Davis, Harriman, James Humphrey, H. Gwendolyn Jones, William Kidder, Packard, Plourde, Riley, Tarr and Doris Thompson.

ROCKINGHAM COUNTY

Collins, Collishaw, Thomas Connors, Cressey, Charles Cummings, Cunningham, Dame, Roy Davis, Grace Decesare, Eastman, Ellis, Erler, Gage, Gaskill, Goff, Goodrich, Gorman, Griffin, Hobbs, Kashulines, William Keefe, Kelley, MacGregor, Maynard, McEachern, Page, Parr, Anthony Randall, Richards, Sanborn, Skinner, Stimmell, Tavitan, George Thibeault, Webster, Wilson and Wolfsen

STRAFFORD COUNTY

Appleby, Bernard, Donnelly, Charles Grassie, Habel, Hebert, Kincaid, Maloomian, Parnagian, Parshley, Preston, Rowell and Tripp.

SULLIVAN COUNTY

Brodeur, Burrows, Desnoyer, LeBrun, Olden, Sara Townsend, Tucker and George Wiggins.

NAYS 150

BELKNAP COUNTY

Beard, Bowler, Goyette, Hildreth, Mansfield, Marsh, James Murray and Nighswander.

CARROLL COUNTY

Roderick Allen.

CHESHIRE COUNTY

Ames, Francis Callahan, Close, Fillback, Anne Gordon, Hanna, Cleon Heald, Ladd, Milbank, Nims, Proctor, Ramsey, Russell, Scranton and Anthony Stevens.

COOS COUNTY

Cooney, Drake and Horton.

GRAFTON COUNTY

David Bradley, Richard Bradley, Chambers, Copenhaver, Cornelius, Gemmill, Melnick, Pepitone and Ward.

HILLSBOROUGH COUNTY

Ahern, Alter, Belcourt, Wilfrid Boisvert, Boyd, Burke, Carswell, Carter, Coburn, Corey, Corser, Cullity, Philip Currier, Day, William Desmarais, Drewniak, Dwyer, Joseph Eaton, Fleisher, Gabrielle Gagnon, Nancy Gagnon, Gardner, Gelinas, Granger, Philip Heald, Holland, Ingram, Lachance, Levesque, Doris Lynch, Martineau, McGlynn, Normand, Timothy O'Connor, O'Neil, Orcutt, Russell Perkins, Reidy, Leonard Smith, Spiro, Sullivan, Vachon, Wallin, Cecelia Winn, John Winn, Withington and Woodruff.

MERRIMACK COUNTY

Chandler, Raymond Chase, Eugene Daniell, Estee, Hager, Haller, Hanson, Hess, Kenison, McLane, McNichol, Millard, Ralph, Rich, Shepard, Underwood and Elmer Wiggin.

ROCKINGHAM COUNTY

Appel, Barka, Belair, Benton, Bisbee, William Boucher, Campbell, Danforth, Flanagan, Ganley, Gillis, Gould, Greene, King, Krasker, Niebling, Parolise, Peterson, Read, Rogers, Sayer, Scamman, Constance Simard and Splaine.

STRAFFORD COUNTY

Bouchard, Canney, Shirley Clark, Walter Desmarais, Dudley, Horrigan, Joncas,

Joos, Kimball, Lessard, McManus, Rod O'Connor, Osgood, Pray, Ruel, Sackett, Barbara Thompson, Tibbets, Torrey and White.

SULLIVAN COUNTY

Barrus, Frizzell, Mahoney, Scott, Roma Spaulding and Williamson.
and the resolution was adopted.

Rep. Read advised the clerk that he inadvertently voted no and wished to vote yes.

COMMITTEE REPORTS

Rep. French moved that House Rule 44 be so far suspended as to permit the House to take action on the following bills: HB's 34, 35, 37, 45, 46; and SB's 24, 45, 47 and 51.

Adopted by the necessary two-thirds.

HB 4, to alter the minimum mental illness coverage requirements under major medical and non-major medical accident and health insurance. Ought to pass with amendment. Rep. Drake for Appropriations.

Our analysis of present law indicates that Chapter 349 was discriminating in favor of mental illness. The Committee amendment provides that mental illness will be treated essentially the same as physical illness.

The amended bill will reduce the estimated cost of mental health coverage by an estimated 1.5 million dollars.

It adds coverage for services provided by community mental health clinics, the New Hampshire Hospital and clinical psychologists.

The amendment provides for a review of Blue Cross/Blue Shield rates for mental health coverage within ninety days and takes steps to assure a prompt revision of rates due to the revision of required coverage.

AMENDMENT

Amend RSA 415:18-a as inserted by section 1 of the bill by striking out same and inserting in place thereof the following:

415:18-a Coverage for Mental or Nervous Conditions Required.

I. Each insurer that issues or renews any policy of group or blanket accident or health insurance providing benefits for medical or hospital expenses, shall provide each group, or to the portion of each group comprised of certificate holders of such insurance who are residents of this state and whose principal place of employment is in this state, coverage for expenses arising from the treatment of mental illnesses and emotional disorders which, in the professional judgment of psychiatrists and psychologists, are subject to significant improvement through short-term therapy, and benefits for expenses arising from diagnosis and evaluation of all other mental illnesses and emotional disorders. Such benefits shall be at least as favorable to the certificate holder as the minimum benefits specified in paragraphs II, III and IV.

II. In the case of policies or certificates providing benefits for hospital expenses on other than a major medical basis, benefits based upon confinement in a licensed or accredited general hospital, including psychiatric inpatient facilities included under the license of such a hospital, shall be at least as favorable as benefits provided for any other illness in such a hospital; and benefits based upon confinement in a public mental hospital shall be at least as favorable as benefits provided for confinement in a licensed or accredited general hospital.

III. In the case of policies or certificates providing benefits for medical expenses on other than a major medical basis:

(a) Benefits for services of a psychiatrist or psychologist, who customarily bills patients directly shall be subject to terms and conditions at least as favorable as those which apply to the benefits for the services of physicians for other illnesses, and the ratio

of the benefits to the fees reasonably and customarily charged for the services of such psychiatrists or psychologists shall be substantially the same as the ratio of the benefits for services of physicians for other illnesses to the fees reasonably and customarily charged for the services of such physicians for other illnesses.

(b) Benefits for services rendered at a community mental health center approved by the division of mental health, department of health and welfare, shall be subject to terms and conditions at least as favorable as those which apply to the benefits for the treatment of other illnesses, and the ratio of the benefits to the full reasonable charges for the services of such a center shall be substantially the same as the ratio of the benefits for services of physicians for other illnesses to the fees reasonably and customarily charged for the services of such physicians for other illnesses.

(c) Benefits for outpatient services rendered at a public mental hospital shall be subject to terms and conditions at least as favorable as those which apply to the benefits for the treatment of other illnesses, and the ratio of the benefits to the fees reasonably and customarily charged for the services of such a hospital shall be substantially the same as the ratio of the benefits for services of physicians for other illnesses to the fees reasonably and customarily charged for the services of such physicians for other illnesses.

(d) Benefits for outpatient services under this paragraph need not be provided for the first or second visit providing such a limitation applies in the case of services for other illnesses, and benefits for outpatient treatment may be otherwise limited to not less than 15 full hours of treatment in any consecutive 12-month period.

IV. In the case of policies or certificates providing benefits for hospital and medical expenses on a major medical basis, benefits shall be subject to deductibles and coinsurance at least as favorable as those which apply to the benefits for any other illness, provided that benefits payable for expenses incurred in any consecutive 12-month period may be limited to an amount not less than \$5,000 per covered individual, and to a lifetime maximum of not less than \$10,000 per covered individual. In this paragraph, covered major medical expenses include the reasonable charges for services and treatment on an inpatient, outpatient or partial hospitalization basis by a psychiatrist, a psychologist, a licensed general hospital, a public or licensed mental hospital, or a community mental health center approved by the division of mental health, department of health and welfare.

V. In this section:

(a) "Psychiatrist" means a licensed physician who is board-certified or board-eligible according to the most recently promulgated regulations of the American Board of Psychiatry and Neurology.

(b) "Psychologist" means an individual who is certified under RSA 330-A, or under a similar statute in another state, and who is listed in the National Register of Health Service Providers in Psychology.

Amend RSA 419:5-a as inserted by section 2 of the bill by striking out same and inserting in place thereof the following:

419:5-a Coverage for Mental or Nervous Conditions Required.

I. Every hospital service corporation, and every other similar corporation licensed under the laws of another state, shall provide to each group, or to the portion of each group comprised of certificate holders of such insurance who are residents of this state and whose principal place of employment is in this state, coverage for expenses arising from the treatment of mental illnesses and emotional disorders which, in the professional judgment of psychiatrists and psychologists, are subject to significant improvement through short-term therapy, and benefits for expenses arising from diagnosis and

evaluation of all other mental illnesses and emotional disorders. Such benefits shall be at least as favorable to the certificate holder as the minimum benefits specified in paragraphs II and III.

II. In the case of policies or certificates providing benefits for hospital expenses on other than a major medical basis, benefits based upon confinement in a licensed or accredited general hospital, or in psychiatric inpatient facilities included in the license of such a hospital, shall be at least as favorable as benefits provided for any other illness; and benefits based upon confinement in a public mental hospital shall be at least as favorable as benefits provided for confinement in a licensed or accredited general hospital.

III. In the case of policies or certificates providing benefits for hospital expenses on a major medical basis, benefits shall be subject to deductibles and coinsurance at least as favorable as those which apply to the benefits for any other illness, provided that benefits payable for expenses incurred in any consecutive 12-month period may be limited to an amount not less than \$5,000 per covered individual, and to a lifetime maximum of not less than \$10,000 per covered individual. If such policy or certificate is issued jointly with a medical service corporation licensed under RSA 420 or a health service corporation licensed under RSA 420-A, the limit on benefits payable for expenses incurred by any covered individual in any consecutive 12-month period and the limit on lifetime benefits may apply to the total benefits for mental illnesses and emotional disorders provided under such policy or certificate for such individual. In this paragraph, covered major medical expenses include the reasonable charges for services and treatment on an inpatient, outpatient or partial hospitalization basis by a licensed general hospital, a public or licensed mental hospital, or a community health center approved by the division of mental health, department of health and welfare; except that such expenses may exclude charges arising from the professional services of a psychiatrist or a psychologist who customarily bills patients directly rather than to a hospital or community mental health center.

IV. In this section:

(a) "Psychiatrist" means a licensed physician who is board-certified or board-eligible according to the most recently promulgated regulations of the American Board of Psychiatry and Neurology.

(b) "Psychologist" means an individual who is certified under RSA 330-A, or under a similar statute in another state, and who is listed in the National Register of Health Service Providers in Psychology.

Amend RSA 420:5-a as inserted by section 3 of the bill by striking out same and inserting in place thereof the following:

420:5-a Coverage for Mental or Nervous Conditions Required.

I. Every medical service corporation, and every other similar corporation licensed under the laws of another state, shall provide to each group, or to the portion of each group comprised of certificate holders of such insurance who are residents of this state and whose principal place of employment is in this state, coverage for expenses arising from the treatment of mental illnesses and emotional disorders which, in the professional judgment of psychiatrists and psychologists, are subject to significant improvement through short-term therapy, and benefits for expenses arising from diagnosis and evaluation of all other mental illnesses and emotional disorders. Such benefits shall be at least as favorable to the certificate holder as the minimum benefits specified in paragraphs II and III.

II. In the case of policies or certificates providing benefits for medical expenses on other than a major medical basis:

(a) Benefits for services of a psychiatrist or psychologist, who customarily bills

patients directly shall be subject to terms and conditions at least as favorable as those which apply to the benefits for the services of physicians for other illnesses, and the ratio of the benefits to the fees reasonably and customarily charged for the services of such psychiatrists or psychologists shall be substantially the same as the ratio of the benefits for services of physicians for other illnesses to the fees reasonably and customarily charged for the services of such physicians for other illnesses.

(b) Benefits for services rendered at a community mental health center approved by the division of mental health, department of health, and welfare, shall be subject to terms and conditions at least as favorable as those which apply to the benefits for the treatment of other illnesses, and the ratio of the benefits to the full reasonable charges for the services of such a center shall be substantially the same as the ratio of the benefits for services of physicians for other illnesses to the fees reasonably and customarily charged for the services of such physicians for other illnesses.

(c) Benefits for outpatient services rendered at a public mental hospital shall be subject to terms and conditions at least as favorable as those which apply to the benefits for the treatment of other illnesses, and the ratio of the benefits to the fees reasonably and customarily charged for the services of such a hospital shall be substantially the same as the ratio of the benefits for services of physicians for other illnesses to the fees reasonably and customarily charged for the services of such physicians for other illnesses.

(d) Benefits for outpatient services under this paragraph need not be provided for the first or second visit providing such a limitation applies in the case of services for other illnesses, and benefits for outpatient treatment may be otherwise limited to not less than 15 full hours of treatment in any consecutive 12-month period.

III. In the case of policies or certificates providing benefits for medical expenses on a major medical basis, benefits shall be subject to deductibles and coinsurance at least as favorable as those which apply to the benefits for any other illness, provided that benefits payable for expenses incurred in any consecutive 12-month period may be limited to an amount not less than \$5,000 per covered individual, and to a lifetime maximum of not less than \$10,000 per covered individual. If such a policy or certificate is issued jointly with a hospital service corporation licensed under RSA 419 or a health service corporation licensed under RSA 420-A, the limit on benefits payable for expenses incurred by any covered individual in any consecutive 12-month period and the limit on lifetime benefits may apply to the total benefits for mental illnesses and emotional disorders provided under such policy or certificate for such individual. In this paragraph, covered major medical expenses include the reasonable charges of a psychiatrist or psychologist who customarily bills patients directly.

IV. In this section:

(a) "Psychiatrist" means a licensed physician who is board-certified or board-eligible according to the most recently promulgated regulations of the American Board of Psychiatry and Neurology.

(b) "Psychologist" means an individual who is certified under RSA 330-A, or under a similar statute in another state, and who is listed in the National Register of Health Service Providers in Psychology.

Amend the bill by striking out sections 4 and 5 and inserting in place thereof the following:

4 Transition. Notwithstanding RSA 415:18-a, RSA 419:5-a and RSA 420:5-a, as inserted by sections 1, 2 and 3 of this act, respectively, no policy or certificate issued thereunder issued by an accident and health insurer, a hospital service corporation or a medical service corporation, in effect on the effective date of this act, shall be required to provide benefits required by this act until the first day of the first month following 90 days after passage of this act.

5 Implementation. Upon passage of this act, the insurance commissioner shall review the rates currently charged by every medical service corporation and by every hospital service corporation and shall, where appropriate, take steps to assure a prompt revision of rates due to the revision of required coverage for mental or nervous conditions. Any such revision shall be made and shall become effective within 90 days following passage of this act.

6 Effective Date. This act shall take effect upon its passage.

Rep. Drake explained the committee amendment.

Reps. Wilson, David Bradley, Ward, Nardi, Shirley Clark, Favreau, Spirou and French spoke in favor of the amendment.

Rep. Belair moved the previous question.

Sufficiently seconded.

Adopted.

Amendment adopted.

Rep. George Wiggins offered an amendment.

The clerk read the amendment in full.

Rep. George Wiggins explained the amendment, and yielded to questions.

Reps. Spirou, John Winn, Shirley Clark and Drake spoke against the amendment.

Reps. Roma Spaulding, Eugene Daniell, Hess, Sayer and Plourde spoke in favor of the amendment.

Rep. French moved the previous question.

Sufficiently seconded.

Adopted.

Rep. Roma Spaulding requested a roll call.

Sufficiently seconded.

(Speaker Presiding)

YEAS 138 NAYS 177

YEAS 138

BELKNAP COUNTY

Lawton, Leary, Mansfield, Marsh and Young

CARROLL COUNTY

Roderick Allen, Conley, Dickinson, Fullam and Towle.

CHESHIRE COUNTY

Ames, Ballam, Cournoyer, Fillback, Anne Gordon, Johnson, Ladd, Marshala, Scranton, Turner and Whipple.

COOS COUNTY

Craggy, Huggins, Victor Kidder, Mabel Richardson and York.

GRAFTON COUNTY

Ira Allen, Richard Bradley, Buckman, George Cate, Gaylord Cummings, Duhaime, Myrl Eaton, Gemmill, LaMott, Pepitone and Bruce Townsend.

HILLSBOROUGH COUNTY

Ainley, Baker, Boyd, Burke, Carswell, Carter, William Desmarais, Dwyer, Joseph Eaton, Gabrielle Gagnon, Nancy Gagnon, Granger, Salvatore Grasso, Philip Heald, Daniel Healy, Holland, Howard Humphrey, Karnis, Lawrence, Levesque, MacDonald, Madigan, Martineau, Miller, Morrisette, Timothy O'Connor, Paradis, Arnold Perkins, Russell Perkins, Polak, Reardon, Henry Richardson, Seamans, Sing, Sullivan, Sweeney, Theriault, Harold Thomson and Tropea.

MERRIMACK COUNTY

Ayles, Laurent Boucher, John Cate, Chandler, Eugene Daniell, Hanson, Harriman,

Hess, James Humphrey, Gwendolyn H. Jones, Millard, Ralph, Riley, Ryan, Shepard and Doris Thompson.

ROCKINGHAM COUNTY

Barka, Benton, Bisbee, Campbell, Grace Decesare, Ellis, Erler, Flanagan, Gage, Gorman, Gould, Greene, Hobbs, Kashulines, Parr, Rogers, Sayer, Constance Simard, Tavitian, George Thibault and Webster.

STRAFFORD COUNTY

Bernard, Bouchard, Canney, Donnelly, Hebert, Joncas, Joos, Maloomian, Osgood, Parnagian, Preson, Rowell, Tibbetts, Torrey, Tripp and Winkley.

SULLIVAN COUNTY

Barrus, Brodeur, Burrows, Desnoyer, LeBrun, Olden, Scott, Roma Spaulding, and George Wiggins.

NAYS 177

BELKNAP COUNTY

Beard, Bowler, French, Goyette, James Murray, Nighswander and Kenneth Randall.

CARROLL COUNTY

Russell Chase, Claflin, Howard and Kenneth Smith.

CHESHIRE COUNTY

Francis Callahan, Close, Hanna, Cleon Heald, William Lynch, McGinness, Milbank, Nims, Proctor, Ramsey, Russell and Anthony Stevens.

COOS COUNTY

Burns, Cooney, Drake, Fortier, Horton, Hunt, Oleson, Poulin and Wiswell.

GRAFTON COUNTY

Altman, David Bradley, Chambers, Copenhaver, Cornelius, Fimlaid, Logan, Mann, Melnick and Ward.

HILLSBOROUGH COUNTY

Ackerson, Ahern, Alter, Barrett, Bednar, Belcourt, Emile Boisvert, Wilfrid Boisvert, Cobleigh, Colson, Corey, Corser, Margaret Cote, Coutermash, Crotty, Cullity, Philip Currier, Forsaith Daniels, Day, Drewniak, Favreau, Fleisher, Gardner, Gelinas, George Healy, Ingram, Edmund Keefe, LaChance, LeFebvre, Doris Lynch, Lyons, Martel, McGlynn, Milne, Morgan, Morgrave, Fred Murray, Nardi, Normand, O'Neil, Orcutt, Peters, Record, Reidy, Shea, Leonard Smith, Kenneth Spalding, Spirou, Vachon, Van Loan, Wallin, Wheeler, Cecelia Winn, John Winn, Withington, Woodruff and Zechel.

MERRIMACK COUNTY

Milton Cate, Raymond Chase, Christensen, Alice Davis, Estee, Haller, Kenison, William Kidder, McLane, McNichol, Packard, Plourde, Rich, Sherman, Underwood and Elmer Wiggin.

ROCKINGHAM COUNTY

Appel, Belair, Blanchette, William Boucher, Briggs, Collins, Collishaw, Thomas Connors, Cotton, Cressy, Charles Cummings, Cunningham, Dame, Danforth, Roy Davis, Eastman, Ganley, Gaskill, Goff, Goodrich, Griffin, Hoar, Kelley, King, Krasker, MacGregor, Maynard, McEChem, Niebling, Page, Parolise, Peterson, Read, Richards, Sanborn, Scamman, Skinner, Splaine, Stimmell and Wilson.

STRAFFORD COUNTY

Appleby, Shirley Clark, Walter Desmarais, Dudley, Charles Grassie, Horrigan, Kimball, Kincaid, Lessard, McManus, Rod O'Connor, Parshley, Pray, Sackett, Barbara Thompson and White.

SULLIVAN COUNTY

Frizzell, Lucas, Mahoney, Sara Townsend, Tucker and Williamson. and the Wiggins' amendment lost.

Rep. Francis Callahan inadvertently voted no and meant to vote yes on the Wiggins' amendment.

Reps. Hager and Symons wished to be recorded as opposed to the Wiggins' amendment and in favor of the committee amendment on HB 4.

Rep. Gillis wished to be recorded as opposed to the Wiggins' amendment.

Rep. Spirou moved that HB 4 be ordered to third reading.

Adopted and HB 4 was ordered to third reading.

RECESS

Rep. Drake requested a quorum count.

214 members having answered, a quorum was present.

SPECIAL ORDER

The Speaker called for the Special Order:

HB 24, making an appropriation for capital improvements.

Rep. Anthony Stevens withdrew his previous amendment and offered a new amendment.

AMENDMENT

Amend section 1 of the bill by striking out same and inserting in place thereof the following:

1 Appropriation. The sums hereinafter detailed in this section are hereby appropriated to the department of administration and control for the following projects specified:

I. State Office Building

Construction, furnishings
and equipment for phase II
state office building in Concord
for Health and Welfare and
Centralized Data Processing.

\$10,850,000

Amend section 2 of the bill by striking out same and inserting in place thereof the following:

2 Bonds Authorized. To provide funds for the appropriations made in section 1 of this act, the state treasurer is hereby authorized to borrow upon the credit of the state not exceeding the sum of \$10,850,000 and for said purpose may issue bonds and notes in the name and on behalf of the state of New Hampshire in accordance with provisions of RSA 6-A.

Reps. Scamman, LaMott, Forsaith Daniels, Milton Cate and Drake spoke against the Stevens' amendment.

Reps. Spirou and Leonard Smith spoke in favor of the Stevens' amendment.

Rep. Drake yielded to Rep. LaMott to answer questions.

Rep. French moved the previous question.

Sufficiently seconded.

Adopted.

Rep. LaMott requested a roll call.

Sufficiently seconded.

(Speaker Presiding)
YEAS 160 NAYS 156
YEAS 160

BELKNAP COUNTY

Bowler, Goyette, Hildreth and Lawton.

CARROLL COUNTY

Roderick Allen, Claflin and Fullam

CHESHIRE COUNTY

Ames, Francis Callahan, Cournoyer, Anne Gordon, Hanna, William Lynch, Proctor, Ramsey, Russell and Anthony Stevens.

COOS COUNTY

Cooney, Oleson and Poulin.

GRAFTON COUNTY

Chambers, Copenhaver, Cornelius, Gemmill, Melnick, Symons and Taylor.

HILLSBOROUGH COUNTY

Ahern, Alter, Belanger, Boyd, Burke, Colson, Corey, Corser, Joseph Cote, Margaret Cote, Crotty, Cullity, Day, William Desmarais, Drewniak, Dwyer, Joseph Eaton, Gabrielle Gagnon, Nancy Gagnon, Gardner, Gelinas, Daniel Healy, Holland, Howard Humphrey, Karnis, LaChance, LeFevbre, Levesque, Doris Lynch, Lyons, MacDonald, Martel, McDonough, McGlynn, Miller, Milne, Morrisette, Nardi, Normand, Timothy O'Connor, O'Neil, Orcutt, Russell Perkins, Peters, Reidy, Henry Richardson, Shea, Andre Simard, Sing, Leonard Smith, Spirou, Theriault, P. Robert Thibeault, Tropea, Vachon, Van Loan, Wallin, Wheeler, Cecelia Winn, John Winn, Withington, Woodruff and Zechel.

MERRIMACK COUNTY

Ayles, Castaldo, Raymond Chase, Eugene Daniell, Alice Davis, Estee, Haller, Hess, James Humphrey, H. Gwendolyn Jones, Labonte, McLane, McNichol, Millard, Rich, Ryan, Shepard, Doris Thompson, and Elmer Wiggin.

ROCKINGHAM COUNTY

Appel, Barka, Belair, Blanchette, Collins, Thomas Connors, Cotton, Cressy, Charles Cummings, Grace Decesare, Flanagan, Ganley, Gillis, Goff, Gorman, Hobbs, Kashulines, Kelley, Krasker, Maynard, Niebling, Parolise, Peterson, Rogers, Splaine and Webster.

STRAFFORD COUNTY

Bernard, Canney, Shirley Clark, Donnelly, Dudley, Charles Grassie, Habel, Hebert, Horrigan, Joncas, Joos, Kincaid, Lessard, Maloomian, McManus, Rowell, Ruel, Sackett, Barbara Thompson, White and Winkley.

SULLIVAN COUNTY

Desnoyer, LeBrun, Sara Townsend and Williamson.

NAYS 156

BELKNAP COUNTY

Beard, French, Leary, Mansfield, Marsh, James Murray, Kenneth Randall and Young.

CARROLL COUNTY

Russell Chase, Conley, Dickinson, Howard, Kenneth Smith and Towle.

CHESHIRE COUNTY

Ballam, Close, Fillback, Cleon Heald, Marshala, McGinness, Milbank, Nims, Scranton, Turner and Whipple.

COOS COUNTY

Burns, Drake, Fortier, Horton, Huggins, Hunt, Victor Kidder, Mabel Richardson and Wiswell.

GRAFTON COUNTY

Ira Allen, Altman, David Bradley, Richard Bradley, Buckman, George Cate, Gaylord Cummings, Duhaime, Myrl Eaton, Fimlaid, LaMott, Logan, Mann, Pepiton, Bruce Townsend and Ward.

HILLSBOROUGH COUNTY

Ackerson, Ainley, Baker, Barrett, Bednar, Belcourt, Emile Boisvert, Wilfrid Boisvert, Bragdon, Carswell, Carter, Cobleigh, Coburn, Kendall Cote, Forsaith Daniels, Favreau, Fleisher, Granger, Salvatore Grasso, Philip Heald, George Healy, Edmund Keefe, Lawrence, Martineau, Morgan, Morgrage, Fred Murray, Paradis, Arnold Perkins, Polak, Reardon, Record, Kenneth Spalding, Sullivan and Harold Thomson.

MERRIMACK COUNTY

Laurent Boucher, John Cate, Milton Cate, Chandler, Christensen, Harriman, Kenison, William Kidder, Packard, Plourde, Ralph, Riley, Sherman, Tarr and Underwood.

ROCKINGHAM COUNTY

Bisbee, William Boucher, Briggs, Collishaw, Cunningham, Dame, Danforth, Roy Davis, Eastman, Ellis, Erler, Gage, Gaskill, Goodrich, Gould, Greene, Griffin, Hoar, King, MacGregor, McEachem, Page, Parr, Read, Richards, Sanborn, Scamman, Constance Simard, Skinner, Stimmell, Tavitian, George Thibeault, Wilson and Wolfsen.

STRAFFORD COUNTY

Appleby, Bouchard, Walter Desmarais, Kimball, Osgood, Parnagian, Parshley, Pray, Preston, Tibbetts, Torrey and Tripp.

SULLIVAN COUNTY

Barrus, Brodeur, Burrows, Frizzell, Mahoney, Olden, Scott, Roma Spaulding, Tucker and George Wiggins.

and the amendment was adopted.

Rep. Roderick O'Connor wished to be recorded in favor of the Stevens' amendment.

Rep. Eugene Daniell moved that HB 24 be indefinitely postponed, spoke to his motion, and yielded to questions.

Rep. Scamman spoke against the motion.

Reps. Morissette, Leonard Smith and Spirou spoke in favor of the motion.

Rep. LaMott requested a quorum count.

The Speaker declared a quorum present.

Reps. Drake and Belair spoke against the motion.

Rep. Hanson moved the previous question.

Sufficiently seconded.

Adopted.

A roll call was requested.

Sufficiently seconded.

(Speaker Presiding)

YEAS 130 NAYS 177

YEAS 130

BELKNAP COUNTY

Goyette, Hildreth and Marsh.

CARROLL COUNTY

Roderick Allen, Dickinson and Fullam.

CHESHIRE COUNTY

Ames, Francis Callahan, Ladd, Milbank, Nims, Proctor, Ramsey, Russell and Turner.

COOS COUNTY

Cooney, Craggy, Oleson and Poulin.

GRAFTON COUNTY

Chambers, Symons and Taylor.

HILLSBOROUGH COUNTY

Ackerson, Alter, Barrett, Emile Boisvert, Burke, Colson, Corey, Corser, Joseph Cote, Kendall Cote, Crotty, Cullity, Day, William Desmarais, Drewniak, Dwyer, Joseph Eaton, Gabrielle Gagnon, Nancy Gagnon, Gardner, Gelinas, Daniel Healy, Howard Humphrey, LaChance, Levesque, Doris Lynch, Martel, Martineau, McDonough, McGlynn, Miller, Morgan, Morgage, Morissette, Nardi, Timothy O'Connor, O'Neil, Orcutt, Paradis, Russell Perkins, Reardon, Record, Reidy, Shea, Andre Simard, Sing, Spirou, Theriault, P. Robert Thibeault, Cecelia Winn, John Winn, Withington, and Zechel.

MERRIMACK COUNTY

Ayles, Chandler, Eugene Daniell, Hanson, Harriman, James Humphrey, McNichol, Millard, Ralph, Rich, Doris Thompson and Elmer Wiggin.

ROCKINGHAM COUNTY

Barka, Blanchette, Briggs, Cressy, Danforth, Ganley, Gorman, Hobbs, Kashulines, Krasker, MacGregor, Maynard, Parolise, Peterson, Rogers, Constance Simard, Splaine, George Thibeault and Webster.

STRAFFORD COUNTY

Bernard, Bouchard, Canney, Donnelly, Charles Grassie, Habel, Hebert, Joncas, Joos, Kincaid, Lessard, Maloomian, McManus, Osgood, Parshley, Preson, Rowell, Tripp, White, Winkley and Woods.

SULLIVAN COUNTY

Barrus, Brodeur and LeBrun.

NAYS 177**BELKNAP COUNTY**

Beard, French, Lawton, Leary, Mansfield, James Murray, Nighswander and Kenneth Randall.

CARROLL COUNTY

Russell Chase, Claflin, Conley, Howard, Kenneth Smith and Towle.

CHESHIRE COUNTY

Ballam, Close, Cournoyer, Fillback, Anne Gordon, Hanna, Cleon Heald, William Lynch, Marshala, McGinnis, Scranton, Anthony Stevens and Whipple.

COOS COUNTY

Burns, Drake, Fortier, Horton, Huggins, Hunt, Victor Kidder, Mabel Richardson, Wiswell and York.

GRAFTON COUNTY

Ira Allen, David Bradley, Richard Bradley, Buckman, Copenhaver, Cornelius, Gaylord Cummings, Duhaime, Myrl Eaton, Finlaid, Gemmill, LaMott, Mann, Melnick, Pepitone, Bruce Townsend and Ward.

HILLSBOROUGH COUNTY

Ahern, Airley, Baker, Bednar, Belcourt, Wilfrid Boisvert, Boyd, Bragdon, Carswell, Carter, Cobleigh, Coburn, Margaret Cote, Coutermash, Forsaith Daniels, Favreau, Granger, Salvatore Grasso, Philip Heald, George Healy, Karnis, Edmund Keefe, Lyons, MacDonald, Milne, Fred Murray, Normand, Arnold Perkins, Peters, Polak, Henry Richardson, Kenneth Spaulding, Sullivan, Harold Thomson, Vachon, Van Loan, Wallin, Wheeler and Woodruff.

MERRIMACK COUNTY

Laurent Boucher, Castaldo, John Cate, Milton Cate, Raymond Chase, Christensen, Alice Davis, Estee, Haller, Hess, H. Gwendolyn Jones, Kenison, William Kidder, LaBonte, McLane, Packard, Plourde, Riley, Ryan, Shepard, Sherman, Tarr and Underwood.

ROCKINGHAM COUNTY

Appel, Belair, Benton, Bisbee, William Boucher, Collins, Collishaw, Charles Cum-

nings, Cunningham, Dame, Roy Davis, Grace Decesare, Eastman, Ellis, Erler, Flanagan, Gage, Gaskill, Gillis, Goff, Goodrich, Gould, Greene, Griffin, Hoar, Kelley, King, McEachern, Niebling, Page, Parr, Anthony Randall, Richards, Sanborn, Sayer, Scamman, Skinner, Stimmell, Tavitian, Wilson and Wolfsen.

STRAFFORD COUNTY

Appleby, Shirley Clark, Walter Desmarais, Kimball, Rod O'Connor, Ruel, Sackett, Barbara Thompson, Tibbets and Torrey.

SULLIVAN COUNTY

Burrows, Desnoyer, Frizzell, Mahoney, Olden, Scott, Roma Spaulding, Sara Townsend, George Wiggins and Williamson.

and the motion lost.

Question being, shall HB 24 be ordered to third reading.

A roll call was requested.

Sufficiently seconded.

(Speaker Presiding)

YEAS 191 NAYS 124

YEAS 191

BELKNAP COUNTY

Beard, French, Lawton, Leary, Mansfield and Kenneth Randall.

CARROLL COUNTY

Russell Chase, Claflin, Conley, Dickinson, Fullam, Howard, Kenneth Smith and Towle.

CHESHIRE COUNTY

Ballam, Close, Cournoyer, Fillback, Anne Gordon, Hanna, Cleon Heald, William Lynch, Marshala, McGinness, Scranton, Anthony Stevens and Whipple.

COOS COUNTY

Burns, Drake, Fortier, Horton, Huggins, Hunt, Victor Kidder, Mabel Richardson, Wiswell and York.

GRAFTON COUNTY

Ira Allen, Altman, David Bradley, Richard Bradley, Buckman, Copenhaver, Cornelius, Gaylord Cummings, Duhaime, Myrl Eaton, Fimlaid, Gemmill, LaMott, Mann, Melnick, Pepitone, Bruce Townsend and Ward.

HILLSBOROUGH COUNTY

Ahern, Ainley, Baker, Bednar, Belcourt, Wilfrid Boisvert, Boyd, Bragdon, Carswell, Carter, Cobleigh, Coburn, Margaret Cote, Coutermarsh, Cullity, Forsaith Daniels, Favreau, Nancy Gagnon, Granger, Salvatore Grasso, Philip Heald, George Healy, Karnis, Edmund Keefe, Lyons, MacDonald, McGlynn, Milne, Fred Murray, Normand, Arnold Perkins, Peters, Polak, Henry Richardson, Kenneth Spalding, Sullivan, Harold Thompson, Vachon, Van Loan, Wallin, Wheeler, Woodruff and Zechel.

MERRIMACK COUNTY

Laurent Boucher, Castaldo, John Cate, Milton Cate, Raymond Chase, Christensen, Alice Davis, Estee, Hager, Haller, Hanson, Hess, H. Gwendolyn Jones, Kenison, William Kidder, LaBonte, McLane, McNichol, Packard, Plourde, Riley, Ryan, Shepard, Sherman, Tarr and Underwood.

ROCKINGHAM COUNTY

Appel, Belair, Benton, Bisbee, William Boucher, Collins, Collishaw, Thomas Conners, Cotton, Charles Cummings, Cunningham, Dame, Danforth, Roy Davis, Eastman, Ellis, Erler, Flanagan, Gage, Gaskill, Gillis, Goff, Goodrich, Gould, Greene, Griffin, Hoar, King, McEachern, Niebling, Page, Parr, Peterson, Anthony Randall, Richards, Sanborn, Sayer, Scamman, Skinner, Stimmell, Tavitian, Webster, Wilson and Wolfsen.

STRAFFORD COUNTY

Appleby, Bouchard, Shirley Clark, Walter Desmarais, Habel, Rod O'Connor, Pray, Ruel, Sackett, Barbara Thompson, Tibbets and Torrey.

SULLIVAN COUNTY

Burrows, Desnoyer, Frizzell, Mahoney, Olden, Scott, Roma Spaulding, Sara Townsend, Tucker, George Wiggins and Williamson.

NAYS 124

BELKNAP COUNTY

Goyette, Hildreth, Marsh and James Murray.

CARROLL COUNTY

Roderick Allen.

CHESHIRE COUNTY

Ames, Francis Callahan, Ladd, Milbank, Nims, Proctor, Ramsey, Russell and Turner.

COOS COUNTY

Cooney, Craggy, Oleson and Poulin.

GRAFTON COUNTY

George Cate, Chambers, Symons and Taylor.

HILLSBOROUGH COUNTY

Ackerson, Alter, Barrett, Emile Boisvert, Burke, Colson, Corey, Corser, Joseph Cote, Kendall Cote, Crotty, Day, William Desmarais, Drewniak, Dwyer, Joseph Eaton, Gabrielle Gagnon, Gardner, Gelinas, Daniel Healy, Howard Humphrey, LaChance, Levesque, Doris Lynch, Martel, Martineau, McDonough, Miller, Morgan, Morgrage, Morrisette, Nardi, Timothy O'Connor, O'Neil, Orcutt, Paradis, Russell Perkins, Readon, Record, Reidy, Shea, Andre Simard, Sing, Leonard Smith, Spirou, Theriault, P. Robert Thibeault, Cecelia Winn, John Winn and Withington.

MERRIMACK COUNTY

Ayles, Chandler, Eugene Daniell, Harriman, James Humphrey, Millard, Ralph, Rich, Doris Thompson and Elmer Wiggin.

ROCKINGHAM COUNTY

Barka, Blanchette, Briggs, Cressy, Grace Decesare, Ganley, Gorman, Hobbs, Kashulines, Kelley, Krasker, MacGregor, Maynard, Parolise, Rogers, Constance Simard, Splaine and George Thibeault.

STRAFFORD COUNTY

Bernard, Canney, Donnelly, Charles Grassie, Hebert, Joncas, Joos, Kimball, Kincaid, Lessard, Maloomian, McManus, Osgood, Parnagian, Parshley, Preston, Rowell, Tripp, White, Winkley and Woods.

SULLIVAN COUNTY

Barrus, Brodeur and LeBrun.

and HB 24 was ordered to third reading.

Rep. James Murray wished to be recorded in favor of HB 24.

COMMITTEE REPORTS (continued)

HB 6, improving the benefits under the present health plan and increasing the state's payment of group hospital and medical insurance for state employees and making an appropriation therefor. Ought to pass with amendment. Rep. Drake for Appropriations.

The Committee amendment provides for improving the benefits under the present health plan from plan "B" to plan "D" (Best plan available) from single member coverage to family coverage providing that the cost of the premium shall be at state expense.

It also provides for comparable benefits for University employees and staff. The Committee considers that this will be a far more substantial and direct benefit to the employees involved than a minor pay raise.

AMENDMENT

Amend the title of the bill by striking out the same and inserting in place thereof the following:

AN ACT

improving the benefits under the present health plan and increasing the state's payment of group hospital and medical insurance for state employees and certain university system employees and making an appropriation therefor.

Amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1 Increase of State's Payment for Group Hospital and Medical Insurance. Amend RSA 101-A:6 (supp) as inserted by 1963, 327:1 as amended by striking out said section and inserting in place thereof the following:

101-A:6 Group Hospitalization, Hospital Medical Care, Surgical Care and Other Medical and Surgical Benefits. The state shall pay the full premium for each state permanent employee and permanent temporary or permanent seasonal employee as defined in RSA 98-A:3 including spouse and minor, fully dependent children, if any, and each retired employee or retired employee's beneficiary, only if an option was taken at the time of retirement and the employee is not now living, toward group hospitalization, hospital medical care, surgical care and other medical benefits plan, or a group plan offering benefits as good or better than the present plan, if such plan is accepted in place of the present state plan within the limits of the funds appropriated at each biennial session and providing any change in plan or vendor is approved by the fiscal committee of the general court prior to its adoption. Funds appropriated for this purpose shall not be transferred or used for any other purpose.

2 Appropriation. There is hereby appropriated for the fiscal year ending June 30, 1977 the following sums: \$1,923,256 from the general funds of the state; \$730,766 from highway funds; \$54,487 from fish and game funds; \$437,178 from federal funds; \$125,000 from self-sustaining funds. The comptroller may allocate sums between these named accounts for the purposes of section 1. The governor is authorized to draw his warrant for said sums.

3 University System Employees' Group Hospitalization, Hospital Medical Care, Surgical Care and Other Medical and Surgical Benefits. There is hereby appropriated for fiscal year ending June 30, 1977 the sum of \$619,219. The sum hereby appropriated shall be disbursed by the board of trustees of the university system to pay the total premium for each employee, except auxiliary enterprise personnel, including dependent coverage, and for each such employee who is retired or such retired employee's beneficiary only if an option was taken at the time of retirement and the employee is not now living, toward group hospitalization, hospital medical care, surgical care and other medical benefits plan or a group plan offering benefits as good or better than the current plan. Funds appropriated for this purpose shall not be transferred or used for any other purpose.

4 Effective Date. This act shall take effect on August 27, 1976.

Amendment adopted.

Rep. Drake yielded to questions.

A roll call was requested.

Sufficiently seconded.

(Speaker Presiding)
YEAS 268 NAYS 217
YEAS 268

BELKNAP COUNTY

Beard, French, Goyette, Hildreth, Lawton, Leary, Mansfield, Marsh and James Murray.

CARROLL COUNTY

Russell Chase, Claflin, Conley, Fullam, Howard, Kenneth Smith and Towle.

CHESHIRE COUNTY

Ballam, Close, Cournoyer, Fillback, Anne Gordon, Hanna, Cleon Heald, Ladd, William Lynch, Marshala, McGinness, Milbank, Nims, Proctor, Ramsey, Scranton, Anthony Stevens, Turner and Whipple.

COOS COUNTY

Burns, Cooney, Craggy, Drake, Fortier, Horton, Hunt, Victor Kidder, Oleson, Mabel Richardson, Wiswell and York.

GRAFTON COUNTY

Ira Allen, Altman, David Bradley, Richard Bradley, Buckman, George Cate, Chambers, Copenhaver, Cornelius, Gaylord Cummings, Duhaime, Myrl Eaton, Fimlaid, Gemmill, LaMott, Mann, Melnick, Pepitone, Symons, Taylor, Bruce Townsend and Ward.

HILLSBOROUGH COUNTY

Ackerson, Aherm, Alter, Baker, Barrett, Belcourt, Emile Boisvert, Wilfrid Boisvert, Bragdon, Burke, Carswell, Carter, Cobleigh, Colson, Corey, Kendall Cote, Margaret Cote, Coutermash, Crotty, Forsaith Daniels, Day, William Desmarais, Drewniak, Dwyer, Joseph Eaton, Favreau, Nancy Gagnon, Gardner, Gelinas, Granger, Salvatore Grasso, Philip Heald, George Healy, Holland, Howard Humphrey, Karnis, Edmund Keefe, LaChance, Doris Lynch, Lyons, MacDonald, Martel, Martineau, McDonough, McGlynn, Miller, Milne, Morgan, Morgrage, Morrisette, Fred Murray, Nardi, Timothy O'Connor, O'Neil, Paradis, Arnold Perkins, Russell Perkins, Peters, Polak, Reardon, Reidy, Henry Richardson, Shea, Andre Simard, Sing, Leonard Smith, Kenneth Spalding, Spirou, Sullivan, Theriault, P. Robert Thibeault, Harold Thomson, Vachon, Van Loan, Wallin, Wheeler, Cecelia Winn, John Winn, Withington, Woodruff and Zechel.

MERRIMACK COUNTY

Ayles, Laurent Boucher, Castaldo, John Cate, Milton Cate, Christensen, Eugene Daniell, Estee, Hager, Haller, Hanson, Harriman, Hess, James Humphrey, Kenison, William Kidder, LaBonte, McLane, Millard, Packard, Plourde, Ralph, Rich, Riley, Ryan, Shepard, Sherman, Doris Thompson, Underwood and Elmer Wiggin.

ROCKINGHAM COUNTY

Appel, Belair, Benton, Bisbee, Briggs, Collins, Thomas Connors, Cotton, Cressy, Charles Cummings, Cunningham, Dame, Roy Davis, Grace Decesare, Eastman, Ellis, Erler, Flanagan, Gage, Gaskill, Gillis, Goodrich, Gorman, Gould, Griffin, Hoar, Hobbs, Kashulines, Kelley, King, Krasker, MacGregor, McEachern, Niebling, Page, Parolise, Parr, Peterson, Anthony Randall, Richards, Rogers, Sanborn, Sayer, Scamman, Constance Simard, Skinner, Splaine, Stimmell, Tavitian, George Thibeault, Webster, Wilson and Wolfsen.

STRAFFORD COUNTY

Appleby, Bernard, Shirley Clark, Walter Desmarais, Donnelly, Charles Grassie, Habel, Hebert, Joncas, Joos, Kimball, Kincaid, Rod O'Connor, Osgood, Parshley, Pray, Preston, Ruel, Barbara Thompson, Tibbets, Torrey and Woods.

SULLIVAN COUNTY

Barrus, Brodeur, Burrows, Desnoyer, Frizzell, LeBrun, Mahoney, Olden, Scott, Roma Spaulding, Sara Townsend, Tucker and George Wiggins.

NAYS 17

CARROLL COUNTY

Roderick Allen.

COOS COUNTY

Huggins.

HILLSBOROUGH COUNTY

Coburn, Corser, Joseph Cote, Gabrielle Gagnon, Daniel Healy, Levesque and Record.

MERRIMACK COUNTY

Chandler, Alice Davis and H. Gwendolyn Jones.

STRAFFORD COUNTY

Canney, Maloomian, Rowell, White and Winkley.
and HB 6 was ordered to third reading.

Rep. Daniel Healy inadvertently voted no and wished to vote yes.
Reps. Kenneth Randall, Tarr, Lessard and Sackett abstained from voting under Rule 16.

Rep. Orcutt wished to be recorded in favor of HB 6.

HB 34, making supplemental appropriations to the state university system for fiscal year 1977. Inexpedient to legislate. Rep. Drake for Appropriations.

There should be no funds for a pay raise for state university employees if the state employees have none. The budget for FT 77 allowed a 10% growth in operating costs over FY 76 which should be more than sufficient.

Resolution adopted.

HB 35, providing a \$10 per week pay increase for classified state employees and operating staff employees of the university system. Inexpedient to legislate. Rep. Drake for Appropriations.

The Committee reports this bill as Inexpedient to Legislate because available funds will be appropriated to HB 6 improving benefits under the present health plan and increasing the state's payment of group hospital and medical insurance for state employees and the university system.

Resolution adopted.

Reps. Record, Spirou, Chambers, Cecelia Winn, John Winn, Symons and Shea wished to be recorded against the committee report.

HB 37, to create and provide police powers for a New Hampshire hospital security force. Refer to the Committee on Judiciary for further study in its deliberations on RSA 105:A. Rep. Drake for Appropriations.

The Committee recommends that this bill be referred to the Judiciary Committee for further study in its deliberations on RSA 105:A.

Rep. Drake explained the committee report.

Referred to the committee on Judiciary for interim study.

HB 45, increasing the salaries of classified state employees, seasonal and temporary employees and operating staff of the university system and making an appropriation therefor. Inexpedient to legislate. Rep. Drake for Appropriations.

The Committee reports this bill as Inexpedient to Legislate because available funds will be appropriated to HB 6 improving benefits under the present health plan and increasing the state's payment of group hospital and medical insurance for state employees and the university system.

Resolution adopted.

SB 24, amending the eligibility requirements to provide for Vietnam bonus payments to those veterans who are otherwise qualified but did not immediately return to New Hampshire upon discharge from military service. Ought to pass. Rep. Drake for Appropriations.

It is estimated that an additional 457, presently ineligible will become eligible. Thirteen thousand three hundred applicants have been approved. Funding is still available for 6700 applicants.

Ordered to third reading.

SB 33, upgrading professional staff requirements and certain buildings at Laconia state school to federal intermediate care facility standards and making an appropriation therefor. Ought to pass with amendment. Rep. Drake for Appropriations.

Amendment funds 12 additional positions for Murphy Building. A resurvey of Murphy to certify it as an Intermediate Care Facility for the Mentally Retarded (ICF-MR) pointed out the need for the additional positions. The amendment eliminates from the bill the Medical Director position and assigns functions to Assistant Superintendent of Professional Services. Personnel to meet the staff requirements for the certification of Rice, Speare and Peterson buildings as ICF-MR facilities and the necessary renovations of the buildings to meet life safety code standards are funded in this amendment.

The upgrading of standards, to meet ICF-MR requirements, returns to the State 60% of the cost incurred for the care of residents housed in the buildings who are determined eligible for TITLE XIX Medicaid. The amendment in its present form returns in FY 1977 approximately \$100,000 to the General Fund.

AMENDMENT

Amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1 Laconia State School, Position Changes. Amend RSA 94:1-a (supp) as inserted by 1969, 500:12 as amended by striking out the line reading

"Deputy superintendent, Laconia state school

26,759 28,922"

and inserting in appropriate alphabetical order the following:

Assistant superintendent for administration

22,500 25,000

Assistant superintendent for professional

services, Laconia state school 27,000 31,000

2 Laconia State School, Assignment of Duties. Amend RSA 126-A by inserting after section 30 the following new section:

126-A:30-a Duties. The superintendent of Laconia state school, subject to the approval of the director of the division of mental health, shall appoint an assistant superintendent for professional services and an assistant superintendent for administration and support for the Laconia state school who shall serve at his pleasure and shall perform such duties as the superintendent shall assign. Their salaries shall be as prescribed in RSA 94:1-4. The assistant superintendent for professional services shall

be a physician licensed or eligible for licensure as an M.D. in New Hampshire.

3 Laconia State School, Position Changes. Amend 1975, 505:1 by striking out that portion identified as 1.05, 03, 04, 02, 01 and inserting in place thereof the following:

02 Laconia state school:

01 Custodial care and maintenance:		
10 Permanent personal services	959,692	1,029,689
11 Salary of superintendent	25,216	25,216
12 Salary deputy superintendent	31,662	
13 Assistant superintendent for administration and support		22,500
20 Current expenses*	880,000	900,000
30 Equipment	40,100	12,900
50 Other personal services	3,500	3,500
62 Benefits	101,862	107,946
70 In-state travel	700	700
80 Out-of-state travel	500	500
90 Burials and ambulance service	3,000	3,500
91 Special maintenance projects F	27,500	
Renovation of Speare, Rice and Peterson buildings		50,000
Total	2,073,732	2,156,451
Estimated source of funds for custodial care and maintenance:		
06 Agency income	18,000	18,000
General Fund	2,055,732	2,138,451
Total	2,073,732	2,156,451

*Of the amount appropriated, \$15,000 shall be expended for beds, mattresses and ward furniture.

4 Laconia State School, Position Changes. Amend 1975, 505:1 by striking out that portion identified as 1.05, 03, 04, 02, 02 and inserting in place thereof the following:

02 Professional care and treatment:

10 Permanent personal services	2,750,666	3,229,932
11 Assistant superintendent for professional services		31,000
20 Current expenses	51,600	51,600
30 Equipment	4,850	

50 Other personal services	10,000	10,000
62 Benefits	274,413	325,369
In-state travel	1,200	1,200
80 Out-of-state travel	150	150
90 Repairs to eye glasses, etc.	1,500	1,500
91 Medical expenses and consultation fees	21,500	21,500
Total	3,115,879	3,672,251

Estimated source of funds for professional care and treatment:

General Fund	3,115,879	3,672,251
Total	3,115,879	3,672,251

5 Appropriation, Intermediate Care Facility, Mental Retardation. In addition to any other sums, the sum of \$938,886 is hereby appropriated for fiscal year 1977 to the department of health and welfare, division of welfare as a grant for the intermediate care facilities, mental retardation. Of this sum \$565,960 shall be from federal funds and \$372,926 from general funds of the state. The sum hereby appropriated shall not be transferred or expended for any other purpose. The governor is authorized to draw his warrants for the sums hereby appropriated.

6 Effective Date. This act shall take effect July 1, 1976.

Rep. Drake explained the committee report.

Rep. Spirou spoke in favor of the committee report.

Amendment adopted.

Ordered to third reading.

Reps. Campbell and Nighswander wished to be recorded in favor of SB 33.

SB 45, to increase the maximum interest payable on bonds issued by a public housing authority. Ought to pass. Rep. Drake for Appropriations.

This bill increases the maximum interest payable on bonds issued by a public housing authority under the housing authorities law from 8% to 10%.

These bonds are Federally guaranteed by HUD. No obligation on the state.

Ordered to third reading.

SB 50, relative to property tax exemptions allowed to surviving spouses of veterans and establishing the termination date of the Viet Nam conflict for veterans' exemption purposes. Ought to pass with amendment. Rep. Benton for Claims, Military and Veterans Affairs.

Legislation deletes a discriminatory phrase "or the widow of such resident" from the statutes, in favor of "the surviving spouse of such resident"; follows the Veterans' Administration guidance in establishing a cutoff date for service exemption for Viet Nam conflict; prescribes that exemption to a surviving spouse, for a service connected death, shall be on residential real estate only, and such exemption to continue until remarriage of the surviving spouse.

AMENDMENT

Amend RSA 72:28, I as inserted by section 1 of the bill by striking out said paragraph and inserting in place thereof the following:

I. Every resident of this state who served not less than 90 days in the armed forces of the United States in any of the following wars or armed conflicts, the Spanish War, Philippine Insurrection, Boxer Rebellion, World War I, World War II, Korean Conflict, or Viet Nam Conflict, as hereinafter defined who has been discharged or separated therefrom under conditions other than dishonorable or the surviving spouse of such resident, and every resident, or the spouse of such resident, whose services were terminated for a service-connected disability, in consideration of such service, shall be exempt each year from taxation upon his or her residential real estate in the amount of \$50 in taxes, and the surviving spouse of any such resident who suffered a service-connected death shall be exempt each year from taxation upon his or her residential real estate in the amount of \$50 in taxes. If a surviving spouse is not a veteran qualified for any of the foregoing exemptions and the surviving spouse remarries a person who is not a veteran of the wars or armed conflicts cited in this paragraph, the \$50 tax exemption shall be terminated.

Amendment adopted.

Ordered to third reading.

HB 46, increasing the salary of the director of state police and making an appropriation therefor. Ought to pass. Rep. McLane for Executive Departments and Administration.

Presently Col. Doyon is paid \$20,830.18 (including longevity) and Lt. Col. O'Leary is paid approximately \$21,495 (including overtime, holidays and longevity) and Lt. Col. Hayes is paid \$21,675 (same additions). The bill would give Col. Doyon a \$22,000 base salary. Passage of this measure will put the salary of the Director of the Division of State Police over the Deputy Commissioner of Safety but a careful study of the responsibilities that these two jobs entail convinced the entire committee that this was an appropriate change.

SUSPENSION OF RULES

Reps. French and Spirou moved that Rule 45 of the House be suspended, and spoke in favor of the motion.

Rep. Scamman spoke in favor of the motion.

Adopted by the necessary two-thirds.

Rep. Wilfrid Boisvert moved that HB 46 be indefinitely postponed and spoke to his motion.

Reps. Rod O'Connor, Anthony Stevens and Plourde spoke against the motion.

Motion lost.

Ordered to third reading.

SB 42, relative to the dissemination of hard-core pornographic materials. Ought to pass with amendment. Rep. Sayer for Judiciary.

The committee agreed that if SB 42 were added to the present law on pornographic material there would be so much conflict between the two that prosecution would be practically impossible. HB 999 from the regular session "amends several definitions so as to conform to recent United States supreme court decisions and deletes reference to evidence that formerly was admissible to show the effect obscene material would have on the conduct of people." HB 999 is the suggestion of the Attorney General's Office.

There was not a quorum of the committee present—the vote was eight yes, three abstaining. The committee will meet in Room 208, Legislative Office Building, 30 minutes before the convening of the House to ratify the vote.

AMENDMENT

Amend the title of the bill by striking out same and inserting in place thereof the following:

AN ACT

amending the laws relative to obscenity and exposing minors to harmful materials.

Amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1 Definitions. Amend RSA 571-B:1 as inserted by 1969, 252:1 by striking out said section and inserting in place thereof the following:

571-B:1 Definitions. As used in this chapter:

I. "Harmful to minors" means that quality of any description or representation, in whatever form of sexual conduct, when it:

(a) Predominantly appeals to the prurient interest of minors in sex, that is, an interest in lewdness or lascivious thoughts;

(b) Depicts or describes sexual conduct in a manner so explicit as to be patently offensive to contemporary adult standards, in the county within which any offense set forth in this chapter was committed, with respect to what is suitable material for minors; and

(c) Lacks serious literary, artistic, political or scientific value.

II. "Knowingly" means having general knowledge of, or reason to know, or a belief or ground for belief which warrants further inspection or inquiry or both, as to:

(a) The character and content of any material described herein which is reasonably susceptible of examination by the defendant, and

(b) The age of the minor, providing, however, that an honest mistake shall constitute an excuse from liability hereunder if the defendant made a reasonably bona fide attempt to ascertain the true age of such minor.

III. "Minor" means any person under the age of 17 years.

IV. "Sexual conduct" means human masturbation, sexual intercourse actual or simulated, normal or perverted, or any touching of the genitals, pubic areas or buttocks of the human male or female, or the breasts of the female, whether alone or between members of the same or opposite sex or between humans and animals, any depiction or representation of excretory functions, any lewd exhibitions of the genitals, flagellation or torture in the context of a sexual relationship. Sexual intercourse is simulated when it depicts explicit sexual intercourse which gives the appearance of the consummation of sexual intercourse, normal or perverted.

2 Unlawful Conduct. Amend RSA 571-B:2 as inserted by 1969, 252:1 by striking out said section and inserting in place thereof the following:

571-B:2 Offenses.

I. It shall be unlawful for any person knowingly to give, sell, loan or otherwise provide, with or without monetary consideration, to a minor:

(a) Any picture, photograph, drawing, sculpture, motion picture film or similar visual representation or image of a person or portion of the human body which depicts sexual conduct and which is harmful to minors, or

(b) Any book, pamphlet, magazine, printed matter however reproduced, or sound recording which contains any matter enumerated in RSA 571-B:2, I (a) or explicit and detailed verbal descriptions or narrative accounts of sexual conduct and which, taken as a whole, is harmful to minors.

II. It shall be unlawful for any person knowingly to exhibit, for or without monetary consideration, to a minor or knowingly to sell to a minor an admission ticket or pass or knowingly to admit a minor, for or without monetary consideration, to premises whereon there is exhibited a motion picture, show or other presentation which, in whole or in part,

depicts or describes sexual conduct and which is harmful to minors.

3 Definitions. Amend RSA 650:1 as inserted by 1971, 518:1 by striking out said section and inserting in place thereof the following:

650:1 Definitions. In this chapter:

I. "Disseminate" means to import, publish, produce, print, manufacture, distribute, sell, lease, exhibit or display.

II. "Knowledge" means general awareness of the nature of the content of the material.

III. "Material" means any printed matter, visual representation, live performance or sound recording including but not limited to, books, magazines, motion picture films, pamphlets, phonographic records, pictures, photographs, figures, statues, plays, dances or other representation or embodiment of the obscene. Undeveloped photographs, molds, printing plates, and the like, shall be deemed obscene material notwithstanding that processing or other acts may be required to make the obscenity patent or to disseminate it.

IV. Material is "obscene" if, considered as a whole, to the average person

(a) when applying the contemporary standards of the county within which the obscenity offense was committed, its predominant appeal is to the prurient interest in sex, that is, an interest in lewdness or lascivious thoughts;

(b) it depicts or describes sexual conduct in a manner so explicit as to be patently offensive; and

(c) it lacks serious literary, artistic, political or scientific value.

V. "Predominant appeal" shall be judged with reference to ordinary adults unless it appears from the character of the material or the circumstances of its dissemination to be designed for children or other specially susceptible audience.

VI. "Sexual conduct" means human masturbation, sexual intercourse actual or simulated, normal or perverted, or any touching of the genitals, pubic areas or buttocks of the human male or female, or the breasts of the female, whether alone or between members of the same or opposite sex or between humans and animals, any depiction or representation of excretory functions, any lewd exhibitions of the genitals, flagellation or torture in the context of a sexual relationship. Sexual intercourse is simulated when it depicts explicit sexual intercourse which gives the appearance of the consummation of sexual intercourse, normal or perverted.

4 Unlawful Conduct. Amend RSA 650:2, I as inserted by 1971, 518:1 by striking out said paragraph and inserting in place thereof the following:

I. sells, delivers or provides, or offers or agrees to sell, deliver or provide, any obscene material; or

5 Admissible Evidence. Amend RSA 650:5 as inserted by 1971, 518:1 by striking out said section and inserting in place thereof the following:

650:5 Evidence; Adjudication of Obscenity. In any prosecution under this chapter, evidence shall be admissible to show:

I. the character of the audience for which the material was designed or to which it was directed;

II. what the predominant appeal of the material would be for ordinary adults or any special audience to which it was directed;

III. the degree of public acceptance of the material in this state;

IV. appeal to prurient interest, or absence thereof, in advertising or other promotion of the material; and

V. the good repute of the author, creator, publisher or other person from whom the material originated;

VI. expert testimony and testimony of the author, creator, publisher or other person

from whom the material originated, relating to factors entering into determination of the issue of obscenity.

6 Effective Date. This act shall take effect upon its passage.

Rep. Sayer spoke in favor of the amendment.

Amendment adopted.

Rep. Hobbs offered an amendment.

Reps. Riley, Krasker and Gillis spoke in favor of the Hobbs' amendment.

Rep. Morrissette spoke against the Hobbs' amendment.

Rep. Frizzell explained the committee report, and spoke against the Hobbs' amendment.

Hobbs' amendment lost.

Ordered to third reading.

Rep. Cunningham wished to be recorded in favor of SB 42.

SB 47, permitting the gross weight on the interstate highway system as authorized by the Federal Aid Highway Amendments of 1974. Ought to pass. Rep. Ryan for Transportation.

After a full day of testimony and an executive session with the Director of State Police, Col. Paul Doyon, the committee voted this bill as ought to pass 10-5. Both the Department of Public Works and the State Police supported this legislation. It has passed three other New England states, Massachusetts, Rhode Island and Maine.

Rep. Belcourt moved that SB 47 be laid upon the table.

Adopted.

Reps. French and Spirou moved that SB 51, relative to the liability of a husband or wife for payment of the other spouse's resident tax, be made a special order for Tuesday next, May 18th.

Adopted.

The sub-committee on Resolutions and Screening having approved its introduction, Reps. French and Spirou offered the following:

HOUSE RESOLUTION NO. 9
relative to the governor and council policy
regarding conflict of interest

Whereas, the governor and council has adopted, without prior consultation with the legislative leadership, a policy barring legislators from employment and appointment in the executive branch and barring firms employing legislators from contracting with the state through the governor and council except by the process of competitive bidding, which prohibition likewise applies to social service agencies whose funding, in whole or in part, is approved by the governor and council; and

Whereas, the State of New Hampshire has a long tradition of broad and virtually unpaid citizen participation in its legislature, a tradition that depends in large part on the ability of legislators to freely conduct their business and personal affairs notwithstanding their participation in public life; and

Whereas a significant proportion of New Hampshire's working population is either directly employed by state government or by firms contracting with the state, and an equally significant number of its citizens are involved in the delivery of social and other services funded in whole or in part through state contracts approved by governor and council; and

Whereas, the policy of the governor and council, while laudable in its purpose, threatens seriously to undermine the concept of the "citizen legislature" by requiring significant numbers of persons presently serving in the legislature to jeopardize their livelihoods, the success of business ventures with which they are associated, and the continued funding of social service and other programs with which they are involved; and

Whereas, the governor, at the meeting of the governor and council on May 4, 1976, invoked the aforementioned policy to bar approval of federal funds to the Seacoast Regional Counseling Center until Rep. Richard Lockhart, executive director of the Center, resigns either his seat in the House of Representatives or his position with the Center.

Now therefore be it resolved that the House of Representatives urges the governor and council to rescind the aforementioned policy at its next meeting;

And be it further resolved that, if the governor and council should fail, at its next meeting, to rescind the said policy, the House of Representatives urges the House leadership to take whatever actions may be necessary to secure an expeditious judicial determination of the validity of the governor and council's actions in adopting and applying the said policy.

Reps. French, Spirou, Lyons and Lawton spoke in favor of the Resolution.

Rep. French requested a roll call.

Sufficiently seconded.

(Rep. Lockhart in chair)

YEAS 309 NAYS 0

YEAS 309

BELKNAP COUNTY

Beard, French, Goyette, Lawton, Leary, Mansfield, Marsh, James Murray, Kenneth Randall and Roberts.

CARROLL COUNTY

Roderick Allen, Russell Chase, Claflin, Conley, Fullam, Howard, Kenneth Smith and Towle.

CHESTER COUNTY

Ames, Ballam, Close, Cournoyer, Fillback, Anne Gordon, Hanna, Cleon Heald, Johnson, Ladd, Marshala, McGinness, Milbank, Nims, Proctor, Ramsey, Russell, Scranton, Anthony Stevens, Turner and Whipple.

COOS COUNTY

Burns, Cooney, Craggy, Drake, Fortier, Horton, Huggins, Hunt, Victor Kidder, Oleson, Poulin, Mabel Richardson, Wiswell and York.

GRAFTON COUNTY

Ira Allen, Altman, David Bradley, Richard Bradley, Buckman, George Cate, Chambers, Copenhaver, Cornelius, Gaylord Cummings, Duhaime, Myrl Eaton, Fimlaid, Gemmill, LaMott, Logan, Mann, Melnick, Pepitone, Symons, Taylor and Bruce Townsend.

HILLSBOROUGH COUNTY

Ackerson, Ahern, Ainley, Alter, Baker, Barrett, Bednar, Belanger, Belcourt, Bernier, Emile Boisvert, Wilfrid Boisvert, Boyd, Burke, Carswell, Carter, Cobleigh, Coburn, Colson, Corey, Corser, Joseph Cote, Kendall Cote, Margaret Cote, Coutermarsh, Cullity, Forsaith Daniels, Day, William Desmarais, Dwyer, Joseph Eaton, Favreau, Gabrielle Gagnon, Nancy Gagnon, Gardner, Gelinas, Granger, Salvatore Grasso, Philip Heald, Daniel Healy, George Healy, Holland, Howard Humphrey, Karnis, Edmund Keefe, LaChance, Lawrence, LeFebvre, Levesque, Doris Lynch, Lyons, Mac-

Donald, Martel, Martineau, McDonough, McGlynn, Miller, Milne, Morgan, Morgrage, Morrissette, Fred Murray, Nardi, Normand, Timothy O'Connor, O'Neil, Orcutt, Paradis, Arnold Perkins, Russell Perkins, Peters, Polak, Reardon, Record, Reidy, Henry Richardson, Shea, Andre Simard, Sing, Leonard Shith, Kenneth Spalding, Spirou, Sullivan, Sweeney, Theriault, P. Robert Thibeault, Vachon, Van Loan, Wallin, Wheeler, Cecelia Winn, John Winn, Woodruff and Zechel.

MERRIMACK COUNTY

Ayles, Laurent Boucher, Castaldo, John Cate, Milton Cate, Chandler, Raymond Chase, Christensen, Eugene Daniell, Alice Davis, Estee, Haller, Hanson, Harriman, Hess, James Humphrey, H. Gwendolyn Jones, Kenison, William Kidder, LaBonte, McNichol, Millard, Packard, Plourde, Ralph, Rich, Riley, Ryan, Shepard, Sherman, Tarr, Doris Thompson, Underwood and Elmer Wiggin.

ROCKINGHAM COUNTY

Appel, Barka, Belair, Benton, Bisbee, Blanchette, William Boucher, Briggs, Collins, Collishaw, Thomas Connors, Cotton, Cressy, Charles Cummings, Cunningham, Dame, Danforth, Roy Davis, Grace DeCesare, Eastman, Ellis, Erler, Flanagan, Gage, Ganley, Gaskill, Gillis, Goff, Goodrich, Gorman, Gould, Griffin, Hoar, Hobbs, Kashulines, Kelley, King, Krasker, MacGregor, Maynard, McEachern, Niebling, Page, Parolise, Parr, Peterson, Anthony Randall, Read, Richards, Rogers, Sanborn, Sayer, Scamman, Constance Simard, Skinner, Splaine, Stimmell, Tavitian, George Thibeault, Webster, Wilson and Wolfsen.

STRAFFORD COUNTY

Appleby, Bernard, Bouchard, Canney, Shirley Clark, Walter Desmarais, Donnelly, Charles Grassie, Habel, Hebert, Joncas, Joos, Kimball, Kincaid, Lessard, Maloomian, McManus, Rod O'Connor, Osgood, Parnagian, Parshley, Pray, Preston, Rowell, Ruel, Sackett, Barbara Thompson, Tibbets, Torrey, Tripp, White, Winkley and Woods.

SULLIVAN COUNTY

Barrus, Brodeur, Frizzell, LeBrun, Mahoney, Olden, Scott, Roma Spaulding, Sara Townsend, Tucker and George Wiggins.

NAYS 0

and the resolution was adopted.

(Speaker in chair)
UNANIMOUS CONSENT

Rep. Russell Chase addressed the House by unanimous consent.

The sub-committee on Resolutions and Screening having approved its introduction, Rep. McGinness offered the following:

Whereas, we have learned with sorrow of the death of Robert H. Congdon, a former Representative from Troy, and

Whereas, Mr. Congdon, served diligently as a member of the House of Representatives for three terms, and

Whereas, he served his community faithfully and with efficiency, therefore be it

Resolved, that the members of the House of Representatives do hereby extend our sympathy to his family, and be it further

Resolved, that a copy of these resolutions be transmitted to his family.

Unanimously adopted by a rising vote and a minute of silent prayer.

The sub-committee on Resolutions and Screening having approved its introduction, the Portsmouth Delegation offered the following:

Whereas, we have learned with sorrow of the death of Archie D. McEachern, a former Representative from Portsmouth, and

Whereas, Mr. McEachern, served diligently as a member of the House of Representatives for three terms, and

Whereas, he served his community faithfully and with efficiency, therefore be it

Resolved, that the members of the House of Representatives do hereby extend our sympathy to his family, and be it further

Resolved, that a copy of these resolutions be transmitted to his family.

Unanimously adopted by a rising vote and a minute of silent prayer.

Rep. French moved that the House now adjourn from the early session, that the business of the late session be in order at the present time, that the reading of bills be by title only and that all bills ordered to third reading, be read a third time by this resolution and that all titles of bills be the same as adopted, and that they be passed at the present time, and when the House adjourns today it be until Tuesday next at 10:00 a.m.

LATE SESSION

Third reading and final passage

HB 24, making an appropriation for capital improvements.

HB 4, to alter the minimum mental illness coverage requirements under major medical and non-major medical accident and health insurance.

HB 6, improving the benefits under the present health plan and increasing the state's payment of group hospital and medical insurance for state employees and certain university system employees and making an appropriation therefor.

SB 24, amending the eligibility requirements to provide for Vietnam bonus payments to those veterans who are otherwise qualified but did not immediately return to New Hampshire upon discharge from military service.

SB 33, upgrading professional staff requirements and certain buildings at Laconia state school to federal intermediate care facility standards and making an appropriation therefor.

SB 45, to increase the maximum interest payable on bonds issued by a public housing authority.

SB 50, relative to property tax exemptions allowed to surviving spouses of veterans and establishing the termination date of the Viet Nam conflict for veterans' exemption purposes.

HB 46, increasing the salary of the director of state police and making an appropriation therefor.

SB 42, relative to the dissemination of hard-core pornographic materials.

RECESS

Rep. French moved that the House adjourn from the session of May 12.
Adopted.

Tuesday, 18 May 76

The House met at 10:00 o'clock.

Prayer was offered by House Chaplain Milton L. Smith, Sr.

"If I speak in the tongues of men and of angels, but have not love, I am a noisy gong or a clanging cymbal. And if I have prophetic powers, and understand all mysteries and all knowledge, and if I have all faith, so as to remove mountains, but have not love, I am nothing." I Corinthians 13:1-2

O God, help us to dare to be somebody, to do something. Give us the courage that will enable each of us to resist the "do nothing"- "be nothing" kick. Deliver us from the "noisy gong" and "clanging symbol" and set us free to move forward in service through love of You, others and self and in that order. In the name of the One who calls us to such love. Amen!

Rep. Anne Gordon led the Pledge of Allegiance.

LEAVES OF ABSENCE

Reps. Scranton, Noble, Beard, Goff, Hough, Brouillard and Poulin, the day, important business.

Rep. Reese, the day, illness in family.

Rep. John Burke, the day, illness.

INTRODUCTION OF GUESTS

Margaretta Archibald Gillis, wife; Maggie, Sarah and Carrie, daughters, guests of Rep. Gillis.

Dean R. Glover, Seabrook, Youth Minister, Rand Congregational Church.

Miss New Hampshire, Peggy Spellacy, Hampton, guest of Rep. Lawton.

Ralph Nelson, guest of Rep. Rogers.

SENATE MESSAGES

CONCURRENCE IN HOUSE AMENDMENT

SB 33, upgrading professional staff requirements and certain buildings at Laconia state school to federal intermediate care facility standards and making appropriation therefor.

NONCONCURRENCE

REQUESTS COMMITTEE OF CONFERENCE

SB 50, relative to property tax exemptions allowed to surviving spouses of veterans and establishing the termination date of the Viet Nam conflict for veterans' exemption purposes.

The President appointed Sens. Sanborn, Brown and Downing.

Rep. Benton moved that the House accede to the request for a committee of conference.

Adopted.

The Speaker appointed Reps. Benton, Conley, Cournoyer and Parolise.

ENROLLED BILLS REPORT

SB 10, repealing section 10-a of the Berlin city charter relative to absentee voting

in the annual city elections; providing for adoption of RSA 60:31-39 relative to absentee voting in city elections and repealing the 5-day requirement for correction of the checklist in Berlin.

SB 11, redefining the term "master electrician" as used in RSA 319-C and providing a credit for renewal of certain licenses.

SB 13, relative to the confidentiality of dental peer review committee proceedings.

SB 27, making a supplemental appropriation to the bank commission, increasing the appropriation for the public defender system in Merrimack county, making a supplemental appropriation to the barbers' board and making a supplemental appropriation for fiscal 1976 for the indigent defendant program.

SB 45, to increase the maximum interest payable on bonds issued by a housing authority.

Mabel L. Richardson For The Committee.

SPECIAL ORDER

The Speaker called for the Special Order:

SB 51, relative to the liability of a husband or wife for payment of the other spouse's resident tax. Majority: Ought to pass. Rep. Cunningham for Ways and Means. Minority: (Reps. Splaine, Wallin, Seamans and Appel): Ought to pass with amendment.

The majority of the Committee felt that it was needed because of the staggered registration and that it would make the law easy to administer.

Minority: The bill completely reverses the original purpose of this legislation. The bill is very unclear as to responsibility in payment of the resident tax. The minority position is that the bill as originally written eliminates all discrimination that exists under present law.

Rep. Spirou requested a quorum count.

233 members having answered the count, a quorum was present.

Rep. Underwood moved that SB 51 be referred to the Committee on Judiciary for interim study.

Rep. Cunningham spoke in favor of the motion.

Adopted.

COMMITTEE REPORTS
SUSPENSION OF RULES

Rep. French moved that Rule 44 be so far suspended as to permit the House to take action on the following bills: SB 55, SB 57, SB 39, SB 59, SB 49, SB 54, SB 53 and SB 52.

Adopted by the necessary two-thirds.

SB 26, relative to driver alcohol retraining program and relating to the restoration of driving privileges upon a finding of not guilty of driving under the influence of intoxicating liquors or controlled drugs. Refer to interim study committee. Rep. Drake for Appropriations.

The Committee voted to send SB 26 to interim study because:

1. It raises the question of constitutionality of the conversion of highway funds to general funds.
2. It reduces income to district and municipal courts by reducing their amount of fines retained by such court below their actual cost.
3. It leaves unresolved questions on policy and should be referred to the appropriate policy committee as follows:

(a) It appears that this bill would allow the Director of the program to force a guilty finding without a trial. (b) It raises the policy question of whether non-DWI drivers should subsidize DWI drivers by paying higher insurance rates. (c) It

raises the policy question of full driving license retention during the schooling period.

Referred to interim study.

SB 48, relative to appropriations for capital improvements for certain state agencies and departments; decreasing the appropriation for maintenance repairs at the state prison and extending the 1973 highway betterment appropriation.

Rep. Normand moved that SB 48 be made a special order for 10:45 this morning.

Adopted.

SB 55, relative to the payment of school building aid money to the Sanborn and Timberlane regional school districts and the Wakefield school district. Inexpedient to legislate. Rep. Lockhart for Education.

This bill sets a precedent that should be covered by more comprehensive legislation.

Rep. Rogers moved that the words, ought to pass with amendment, be substituted for the committee report, inexpedient to legislate, and spoke to her motion.

Reps. William Boucher and Drake spoke against the motion.

Reps. Sanborn and Eugene Daniell spoke in favor of the motion.

Motion lost.

Rep. Sanborn requested a roll call on adoption of the committee report.

Sufficiently seconded.

(Speaker Presiding)
YEAS 197 NAYS 50
YEAS 197

BELKNAP COUNTY

French, Hildreth and Mansfield.

CARROLL COUNTY

Claflin, Dickinson, Fullam, Howard, Kenneth Smith and Towle.

CHESHIRE COUNTY

Francis Callahan, Cournoyer, Fillback, Anne Gordon, Hanna, Cleon Heald, Marshalla, McGinness, Russell, Turner and Whipple.

COOS COUNTY

Burns, Cooney, Craggy, Drake, Fortier, Horton, Huggins, Hunt, Victor Kidder, Mabel Richardson, Wiswell and York.

GRAFTON COUNTY

Ira Allen, Altman, Buckman, George Cate, Chambers, Gaylord Cummings, Duhaime, Myrl Eaton, Fimlaid, Gemmill, LaMott, Logan, Mann, Melnick, Pepitone, Bruce Townsend and Ward.

HILLSBOROUGH COUNTY

Ainley, Alter, Baker, Barrett, Emile Boisvert, Wilfrid Boisvert, Bragdon, Carswell, Cobleigh, Margaret Cote, Forsaith Daniels, William Desmarais, Clyde Eaton, Joseph Eaton, Favreau, Fleisher, Gabrielle Gagnon, Nancy Gagnon, Gardner, Granger, Philip Heald, George Healy, Howard Humphrey, Karnis, Edmund Keefe, LaChance, Lawrence, Lefebvre, Levesque, Lyons, MacDonald, Martel, Miller, Nardi, Timothy O'Connor, Paradis, Arnold Perkins, Russell Perkins, Peters, Polak, Reardon, Record, Henry Richardson, Andre Simard, Sing, Spirou, Sullivan, Theriault, P. Robert Thibeault, Harold Thomson, Vachon, Van Loan, Wheeler, Cecelia Winn and John Winn.

MERRIMACK COUNTY

Ayles, Bartlett, Laurent Boucher, John Cate, Milton Cate, Chandler, Raymond Chase, Alice Davis, Estee, Gamache, Hess, H. Gwendolyn Jones, Kenison, William Kidder, McNichol, Millard, Packard, Plourde, Riley, Shepard, Sherman, Doris Thompson, Underwood and Elmer Wiggin.

ROCKINGHAM COUNTY

Appel, Benton, Bisbee, Blanchette, William Boucher, Collishaw, Cunningham, Dame, Danforth, Roy Davis, Eastman, Erler, Flanagan, Gage, Ganley, Gaskill, Greene, Griffin, Hoar, Kashulines, Kelley, Lockhart, MacGregor, Maynard, Page, Anthony Randall, Read, Richards, Scamman, Constance Simard, Skinner, Splaine, Stimmell, Webster, Wilson, and Wolfsen.

STRAFFORD COUNTY

Appleby, Bernard, Bouchard, Canney, Shirley Clark, Walter Desmarais, Donnelly, Charles Grassie, Habel, Hebert, Joos, Kimball, Kincaid, Lessard, Rod O'Connor, Osgood, Parnagian, Pashley, Pray, Robillard, Rowell, Sackett, Tibbets and Torrey.

SULLIVAN COUNTY

8rodeur, Burrows, Desnoyer, Frizzell, LeBrun, Mahoney, Scott, Roma Spaulding and Tucker.

NAYS 50

BELKNAP COUNTY

Bowler, Goyette and Leary.

CHESTER COUNTY

Ladd, Milbank and Nims.

COOS COUNTY

Oleson.

GRAFTON COUNTY

Richard Bradley and Copenhaver.

HILLSBOROUGH COUNTY

Ackerson, Ahern, Boyd, Carter, Corey, Corser, Day, McGlynn, Milne, Morgan, O'Neil, Reidy, Leonard Smith and Kenneth Spalding.

MERRIMACK COUNTY

Christensen, Eugene Daniell, Haller, Hanson, Harriman, LaBonte, Ralph and Rich.

ROCKINGHAM COUNTY

Briggs, Cressy, Goodrich, Gould, King, McEachern, Niebling, Parolise, Parr, Rogers, Sanborn, Tavitian and George Thibeault.

STRAFFORD COUNTY

McManus, Preston, Ruel and Barbara Thompson.

SULLIVAN COUNTY

Barrus and Sara Townsend.

and the resolution was adopted.

Rep. Ryan wished to be recorded in favor of the committee report.

SB 57, establishing the New Hampshire incentive program combining grants and loans and making an appropriation therefor. Ought to pass. Rep. Lockhart for Education.

Committee feels this is an effective compromise and would take a step towards fulfilling the need.

Rep. Lessard offered an amendment.

AMENDMENT

Amend RSA 188-D:11, II as inserted by section 2 of the bill by striking out same and inserting in place thereof the following:

II. Application for and disbursement of all monies shall be made in the form and manner designated by the postsecondary education commission. No monies may be disbursed by the postsecondary education commission under this subdivision until the

postsecondary education commission has established rules and regulations under paragraph I (d) and has filed such rules and regulations with the fiscal committee of the general court and the governor and council.

The clerk read the amendment in full.

Rep. Lessard spoke to his amendment.

Reps. William Boucher and Drake spoke in favor of the Lessard amendment.

Lessard amendment adopted.

Ordered to third reading.

SB 39, requiring credit card companies to notify credit card holders whenever their records are disclosed to any federal or investigatory agency under court order or subpoena. Refer to the Committee on Judiciary for interim study. Rep. Shirley Clark for Banks and Insurance.

The Committee held a pretty complete hearing on this bill and we are convinced that there may be legal ramifications of which we are not aware. Furthermore, we feel that we do not have the background in investigatory matters and subpoenas which the Judiciary Committee has. The bill has merit but is not of an emergency nature.

Referred to Committee on Judiciary for interim study.

SB 59, relative to the authority of the state board of education to remove or to authorize the employment of superintendents, assistant superintendents, teacher consultants and business administrators. Inexpedient to legislate. Rep. Lockhart for Education.

The Committee felt that cause for concern has not been evidenced.

Rep. Gemmill moved that the words, refer to committee on Education for interim study be substituted for the committee report, inexpedient to legislate, and spoke to his motion.

Rep. Lockhart spoke in favor of the motion.

Motion adopted.

SB 49, relative to the operation of the print shop in the office of the commissioner of resources and economic development. Refer to the Committee on Executive Departments and Administration for interim study. Rep. Carswell for Executive Departments and Administration.

Committee voted to send SB 49 to interim study. An appointed committee had studied subject for six months and the legislative committee felt they needed more time to absorb the report so as to act judiciously.

Rep. McLane moved that the words, Refer to the Legislative Facilities Committee, be substituted for the committee report, Refer to the Committee on Executive Departments and Administration for interim study.

Adopted.

SB 54, to give the superior court injunctive power over certain motor carrier activities. Ought to pass. Rep. Frizzell for Judiciary.

Some motor carriers having a franchise to haul rubbish are exceeding their territorial rights. Even when brought to court they continue the practice and before being convicted have run out of business the "little guy". This bill would make possible the discontinuance of this practice.

Ordered to third reading.

Rep. William Boucher wished to be recorded in favor of the committee report.

SB 53, relative to workmen's compensation coverage for domestic employees. Inexpedient to legislate. Rep. Goyette for Labor, Human Resources And Rehabilitation.

Unanimous decision of Committee that this bill be "inexpedient". The existing statute gives the protective measure of coverage for both the employer and employee and the total "Workmen's Compensation" bill that took effect January 1, 1976.

The passage of a measure like this would be a backward step for New Hampshire which has been a forerunner in Workmen's Compensation Law.

Rep. Anne Gordon moved that the words, ought to pass, be substituted for the committee report, inexpedient to legislate, and spoke to her motion.

Reps. Chandler, Sara Townsend, Milton Cate and Richard Bradley spoke in favor of the motion.

Reps. Carswell, LaMott, Richards, Spirou and Skinner spoke against the motion.

Rep. Wilfrid Boisvert moved the previous question.

Sufficiently seconded.

Adopted.

A roll call was requested.

Sufficiently seconded.

(Speaker Presiding)

YEAS 81 NAYS 204

YEAS 81

BELKNAP COUNTY

Lawton, Leary and Sabbow.

CARROLL COUNTY

Conley, Kenneth Smith and Towle.

CHESTER COUNTY

Francis Callahan, Cournoyer, Fillback, Anne Gordon, Ladd, Nims, Turner and Whipple.

COOS COUNTY

Huggins, Victor Kidder and Wiswell.

GRAFTON COUNTY

Richard Bradley, W. Murray Clark, Gaylord Cummings, Bruce Townsend and Ward.

HILLSBOROUGH COUNTY

Ackerson, Belanger, Carter, Colson, Joseph Eaton, Nancy Gagnon, Granger, Philip Heald, Edmund Keefe, Levesque, Milne, Arnold Perkins, Peters, Record, Henry Richardson and Theriault.

MERRIMACK COUNTY

John Cate, Milton Cate, Chandler, Eugene Daniell, Alice Davis, Hess, William Kidder, LaBonte, Packard, Rich, Riley, Doris Thompson and Elmer Wiggin.

ROCKINGHAM COUNTY

Bisbee, Cunningham, Grace DeCesare, Eastman, Erler, Griffin, MacGregor, Page, Parr, Schwaner, Constance Simard, Splaine, Tavitian, and Wilson.

STRAFFORD COUNTY

Bernard, Walter Desmarais, Donnelly, Lessard, Osgood, Parshley, Preston, Rowell and White.

SULLIVAN COUNTY

Burrows, Desnoyer, Frizzell, LeBrun, Scott, Roma Spaulding and Sara Townsend.

NAYS 204

BELKNAP COUNTY

Bowler, French, Goyette, Hildreth, Mansfield and James Murray.

CARROLL COUNTY

Claflin, Fullam and Howard.

CHESHIRE COUNTY

Ames, Close, Hanna, Cleon Heald, William Lynch, Marshala, McGinness, Milbank, Proctor and Russell.

COOS COUNTY

Burns, Cooney, Drake, Fortier, Horton, Hunt, Oleson, Mabel Richardson, Valliere and York.

GRAFTON COUNTY

Ira Allen, Altman, Buckman, George Cate, Chambers, Copenhaver, Duhaime, Myrl Eaton, Fimlaid, Gemmill, LaMott, Logan, Mann, Melnick and Pepitone.

HILLSBOROUGH COUNTY

Ahern, Ainley, Alter, Arnold, Baker, Barrett, Belcourt, Emile Boisvert, Wilfrid Boisvert, Boyd, Bragdon, Carswell, Cobleigh, Corey, Corser, Margaret Cote, Coutermash, Cullity, Forsaith Daniels, Day, William Desmarais, Drewniak, Clyde Eaton, Favreau, Fleisher, Gabrielle Gagnon, Gardner, Daniel Healy, Holland, Howard Humphrey, Karnis, LaChance, Lamy, Lawrence, Lefebvre, Doris Lynch, Lyons, MacDonald, Martel, McDonough, McGlynn, Miller, Morgan, Fred Murray, Nardi, Normand, Timothy O'Connor, O'Neil, Orcutt, Paradis, Russell Perkins, Polak, Reardon, Reidy, Andre Simard, Sing, Leonard Smith, Kenneth Spalding, Spirou, Sullivan, P. Robert Thibeault, Harold Thomson, Vachon, Van Loan, Wallin, Wheeler, Cecelia Winn, John Winn and Zechel.

MERRIMACK COUNTY

Ayles, Bartlett, Laurent Boucher, Castaldo, Raymond Chase, Christensen, David Currier, Gamache, Haller, Hanson, Harriman, H. Gwnedo man, H. Gwendolyn Jones, Kenison, McLane, McNichol, Millard, Plourde, Ralph, Ryan, Shepard, Sherman, Tarr and Underwood.

ROCKINGHAM COUNTY

Appel, Barka, Benton, Blanchette, William Boucher, Briggs, Collishaw, Cressy, Charles Cummings, Dame, Danforth, Roy Davis, Flanagan, Gage, Ganley, Gaskill, Goodrich, Gould, Greene, Hoar, Hobbs, Kashulines, Kelley, King, Krasker, Lockhart, Maynard, McEachern, Niebling, Parolise, Anthony Randall, Read, Richards, Rogers, Sanborn, Skinner, Stimmell, George Thibeault, Webster and Wolfsen.

STRAFFORD COUNTY

Appleby, Bouchard, Canney, Shirley Clark, Charles Grassie, Habel, Hebert, Joncas, Joos, Kimball, Kincaid, Maloomian, McManus, Rod O'Connor, Parnagian, Pray, Robillard, Ruel, Sackett, Barbara Thompson, Tibbets and Torrey.

SULLIVAN COUNTY

Barrus, Brodeur, Mahoney, Tucker, George Wiggins and Williamson.
and the motion lost.

Question being on the committee report, inexpedient to legislate.

Resolution adopted.

SB 35, relative to the sale of liquor and beverages by restaurants on outdoor patios and by nonprofit performing arts facilities. Ought to pass with amendment. Rep. Collishaw for Liquor Laws.

To give first class restaurants and performing arts the same privileges already held by Hotel and Motel restaurants.

AMENDMENT

Amend RSA 178:3-c as inserted by section 1 of the bill by striking out same and inserting in place thereof the following:

178:3-c Restaurant Cocktail Lounges. The commission may issue a special license

to any first-class restaurant holding a license issued under RSA 178:3-a to serve liquor and beverages in any room of said restaurant designated by the commission. The commission may extend such special license to include the serving of liquor and beverages on a patio area of said restaurant which is not within direct view of any public way. Liquor and beverages served in such room or on such patio need not be consumed with meals. Licenses shall be granted only to such restaurants as the commission, at its discretion shall approve and then only to such restaurants as can show the commission on forms and under rules prescribed by the commission that at least 50 percent of the combined restaurant and lounge sales shall fall within the category of food. Restaurants with annual food sales of at least \$50,000 shall be exempted from the 50 percent requirement and the commission may prorate by rule the annual food sale requirement for bona fide seasonal restaurants on this basis. The commission may grant, regulate, suspend or revoke said special license without affecting any other license and permit which shall be granted to said restaurant. The fee for such special license shall be \$125 per year.

Amend RSA 178:7-b as inserted by section 2 of the bill by striking out same and inserting in place thereof the following:

178:7-b Performing Arts Facility. The commission may issue a special license to any nonprofit performing arts facility which seats more than 50 persons. The commission shall determine by rule whether a facility is a non-profit performing arts facility. The special license shall permit the licensee to sell liquor and beverages to patrons in any rooms designated by the commission. The commission may extend such special license to include the selling of liquor and beverages on a patio area of said facility which is not within direct view of any public way. The facility may serve liquor and beverages ½ hour before curtain time, ½ hour after the final curtain and during intermission of the performance. The fee for the special license shall be \$100 per year.

Amend the bill by striking out section 3 and inserting in place thereof the following:

3 Effective Date. This act shall take effect upon its passage.

Amendment adopted.

Ordered to third reading.

SB 52, to eliminate literacy tests for voters. Ought to pass. Rep. Morgan for Statutory Revision.

Long overdue. Now agrees with federal law.

Ordered to third reading.

SJR 1, establishing a special committee to study tax reform at all levels of government. Ought to pass with amendment. Rep. Underwood for Ways and Means.

AMENDMENT

Amend paragraph II of the resolution by striking out same and inserting in place thereof the following:

II. The special committee to study tax reform shall consist of:

- (a) The governor or his designee.
- (b) The president of the senate and the speaker of the house, or their designees.
- (c) The minority leader of the senate and of the house, or their designees.
- (d) The chairman of the house ways and means committee, the chairman of the senate committee on ways and means and administrative affairs, the chairman of the house appropriations committee and the chairman of the senate finance committee or their designees.
- (e) Two representatives of the business community and two representatives of labor, appointed by the governor and council.

(f) Three representatives of town, city and county government appointed by the New Hampshire Municipal Association.

(g) Five representatives of the general public jointly appointed by the president of the senate, the speaker of the house and the governor.

(h) The chairman of the state council on aging and the president of the New Hampshire Chapter of the American Association of Retired Persons, or their designees.

Amend the resolution by striking out paragraph V and inserting in place thereof the following:

V. The committee shall organize and commence its study not later than 30 days after passage of this resolution. If any appointive position on the committee is not filled within 30 days after passage of this resolution, the members of the committee as then constituted shall fill such position by majority vote.

VI. The committee shall submit its findings and recommendations to the general court no later than December 6, 1976.

Reps. McManus, Read, Towle, Barrus, Sara Townsend and Cunningham spoke in favor of the resolution.

Reps. George Wiggins spoke against the resolution.

Rep. Coutermarsh moved that SJR 1 be indefinitely postponed and spoke to his motion.

Reps. Bednar and Plourde spoke in favor of the motion.

Reps. Underwood, Chambers, French, Daniel Healy and McLane spoke against the motion.

Rep. Read requested a roll call.

Sufficiently seconded.

(Speaker Presiding)
YEAS 53 NAYS 244
YEAS 53

BELKNAP COUNTY

Leary and James Murray.

CHESHIRE COUNTY

Francis Callahan, Cournoyer and Turner.

COOS COUNTY

Fortier, George Lemire and York.

GRAFTON COUNTY

Ira Allen, Buckman, W. Murray Clark, Gaylord Cummings and Pepitone.

HILLSBOROUGH COUNTY

Ackerson, Baker, Barrett, Bednar, Emile Boisvert, Joseph Cote, Coutermarsh, Crotty, Cullity, William Desmarais, Drewniak, Clyde Eaton, Favreau, Gabrielle Gagnon, Karnis, LaChance, Lawrence, Lefebvre, MacDonald, McDonough, Timothy O'Connor, Paradis, Sing, Sullivan and Theriault.

MERRIMACK COUNTY

Milton Cate, Chandler, Millard, Plourde and Shepard.

ROCKINGHAM COUNTY

Danforth, Anthony Randall, Tavitian and Webster.

STRAFFORD COUNTY

Joncas, Parshley and Winkley.

SULLIVAN COUNTY

Brodeur, Scott and George Wiggins.

NAYS 244

BELKNAP COUNTY

Ambrose, Bowler, French, Goyette, Hildreth, Lawton, Mansfield and Sabbow.

CARROLL COUNTY

Roderick Allen, Claflin, Conley, Dickinson, Fullam, Howard, Kenneth Smith and Towle.

CHESTER COUNTY

Ames, Close, Fillback, Anne Gordon, Hanna, Cleon Heald, Ladd, William Lynch, Marshala, McGinness, Milbank, Nims, Proctor, Ramsey Russell and Whipple.

COOS COUNTY

Burns, Cooney, Craggy, Drake, Horton, Huggins, Hunt, Victor Kidder, Oleson, Mabel Richardson, Valliere and Wiswell.

GRAFTON COUNTY

Altman, Richard Bradley, George Cate, Chambers, Copenhaver, Duhaime, Myrl Eaton, Fimlaid, Gemmill, LaMott, Logan, Mann, Melnick, Bruce Townsend and Ward.

HILLSBOROUGH COUNTY

Ahem, Ainley, Alter, Arnold, Belanger, Boyd, Bragdon, Carswell, Carter, Cobleigh, Colson, Corey, Corser, Margaret Cote, Philip Currier, Forsaith Daniels, Day, Joseph Eaton, Fleisher, Nancy Gagnon, Gardner, Granger, Salvatore Grasso, Philip Heald, Daniel Healy, Holland, Howard Humphrey, Edmund Keefe, Lamy, Levesque, Lyons, Martel, McGlynn, Miller, Milne, Morgan, Morgrage, Fred Murray, Nardi, Normand, O'Neil, Orcutt, Arnold Perkins, Russell Perkins, Peters, Polak, Reardon, Record, Reidy, Henry Richardson, Seamans, Shea, Andre Simard, Leonard Smith, Kenneth Spalding, Spirou, P. Robert Thibeault, Harold Thomson, Vachon, Van Loan, Wallin, Wheeler, Cecelia Winn, John Winn and Zechel.

MERRIMACK COUNTY

Ayles, Bartlett, Laurent Boucher, Castaldo, John Cate, Raymond Chase, Christensen, David Currier, Eugene Daniell, Alice Davis, Estee, Gamache, Haller, Hanson, Harriman, Hess, H. Gwendolyn Jones, Kenison, William Kidder, LaBonte, McLane, McNichol, Packard, Ralph, Rich, Riley, Ryan, Sherman, Tarr, Doris Thompson, Underwood, and Elmer Wiggin.

ROCKINGHAM COUNTY

Appel, Barka, Bisbee, Blanchette, William Boucher, Briggs, Collishaw, Cotton, Cressy, Charles Cummings, Cunningham, Dame, Roy Davis, Grace DeCesare, Eastman, Erler, Flanagan, Gage, Ganley, Gaskill, Goodrich, Gould, Greene, Griffin, Hoar, Hobbs, Kashulines, King, Krasker, Lockhart, MacGregor, Maynard, McEachern, Niebling, Page, Parolise, Parr, Peterson, Read, Richards, Rogers, Sanborn, Scamman, Schwaner, Constance Simard, Skinner, Splaine, Stimmell, George Thibeault, Wilson and Wolfsen.

STRAFFORD COUNTY

Appleby, Bernard, Bouchard, Shirley Clark, Walter Desmarais, Donnelly, Charles Grassie, Hebert, Joos, Kimball, Kincaid, Lessard, Maloomian, McManus, Rod O'Connor, Osgood, Pray, Preston, Robillard, Rowell, Ruel, Sackett, Barbara Thompson, Tibbets, Torrey and White.

SULLIVAN COUNTY

Barrus, Burrows, Desnoyer, Frizzell, LeBrun, Lucas, Mahoney, Roma Spaulding, Sara Townsend, Tucker and Williamson.

and the motion lost.

Reps. Schwaner and Bernard who inadvertently voted nay wished to be recorded in favor of the motion.

Question being on the adoption of the amendment.

Amendment adopted.

Ordered to third reading.

RECESS

SPECIAL ORDER

The Speaker called for the Special Order:

SB 48, relative to the appropriations for capital improvements for certain state agencies and departments; decreasing the appropriation for maintenance repairs at the state prison and extending the 1973 highway betterment appropriation. Ought to pass with amendment. (Rep. Drake for Appropriations)

The amendment increases the line item (a) appropriation to a revised need total of \$140,000 and reduces the line (n) contingency appropriation to \$50,000. Reduction in total section of \$10,000.

The amendment changes the words "shall" to "to" in section 4-IV on the Mount Washington section.

The amendment deletes section 6 on change of location of the fire equipment pool warehouse and leaves it at Bear Brook State Park.

The amendment adds a new section 6 which authorizes the office space study committee to conduct energy utilization reviews on state office buildings. No new funds appropriated.

The Committee voted Ought to pass as amended because it is primarily a reallocation of language funds.

AMENDMENT

Amend 1975, 504:1, XI as inserted by section 1 of the bill by striking out same and inserting in place thereof the following:

XI. State Prison*

(a)	Food service and dining facility rehabilitation	\$140,000
(b)	Receiving and shipping facility	75,000
(c)	(Industrial building	200,000
(d)	Equipment for prison industries	30,700
(e)	Recreational equipment	10,000
(f)	Rehabilitation of emergency generator including emergency transfer equipment	55,000
(g)	Facilities, engineering study and preliminary layouts for prison complex	200,000**
(h)	Rebuild parking area to be located southwest of tenement building (own forces)	15,000
(i)	Interim rehabilitation-prison and prison farm	380,000

(j)	New shower facilities to be located on the exterior west wall at the southern end of the main cell block	60,000
(k)	Prison service road	55,000
(l)	Fire safety improvements at the prison, prison farm and Shea farm—to include recommendations of the state fire marshall	100,000
(m)	Consultant fees for subparagraphs (a), (b), (c), (f), (i) and (j)	65,000
(n)	Contingency	50,000

Total Paragraph XI \$1,435,700

*The following individual project appropriations shall not be transferred or expended for any other purposes except that transfers may be made, subject to the approval of governor and council, from subparagraph (n) to subparagraphs (a), (f) and (j) only.

**Not to be reduced by federal funds received.

Amend 1975, 504:7 as inserted by section 2 of the bill by striking out same and inserting in place thereof the following:

504:7 Bonds Authorized. To provide funds for the total

504:7 Bonds Authorized. To provide funds for the total of the appropriations of state funds made in section 1, 2 and 3 of this act, the state treasurer is hereby authorized to borrow upon the credit of the state not exceeding the sum of \$27,757,286 and for said purpose may issue bonds and notes in the name and on behalf of the state of New Hampshire in accordance with the provisions of RSA 6-A; provided, however, that the bonds issued for the purposes of section 1, subparagraphs IX, (d), (e) and (f), subparagraph X, (d)-(7), (8) and (10), paragraph XVI, and section 3 (furnishings and equipment) of this act shall have a maturity date of 5 years from date of issue; the project detailed in subparagraph VIII, (a) shall be financed by a 4-year note; and the bonds issued for the purposes of section 3 (construction) of this act shall have a maturity date of 30 years from the date of issue.

Amend RSA 227-B:6, IV as inserted by section 4 of the bill by striking out same and inserting in place thereof the following:

IV. Supervise the work done on capital improvements authorized by the general court for Mount Washington. The governor and council to authorize the expenditure of funds for final design and contract plans out of funds appropriated for that purpose requested by the commission. The governor and council to authorize the construction of the capital improvements to the Mount Washington summit authorized by the general court in a manner consistent with the 10-year master plan prepared by the commission when said commission can certify it has raised or accounted for \$1,000,000 or more in gifts, grants or donations from sources other than the state.

Amend the bill by striking out section 6 and inserting in place thereof the following:

6 Energy Utilization Review and Study Project. Amend 1975, 504:1, XVII by striking out said paragraph and inserting in place thereof the following:

XVII. Land acquisition,
buildings and energy
utilization review
and study project. \$100,000*

*Review and study to be by the office space study committee established by 1970, 29:4, which shall report its findings and recommendations to the president of the senate and speaker of the house not later than January 1, 1977.

Rep. Drake explained the committee amendment, and yielded to questions.

Amendment adopted.

Rep. Normand offered an amendment.

The clerk read the amendment in full.

RECESS

Rep. French and Spirou moved to inform the Senate that the House is ready to meet with the Honorable Senate in joint convention for the purpose of hearing an address by Mr. John Warner, chairman of the American Revolution Bicentennial Administration. Adopted.

JOINT CONVENTION

The Speaker introduced the president of the Senate, Sen. Jacobson, for the purpose of introducing Dr. Duane Squires, who presented the President of the Senate and Speaker of the House silver Bicentennial medals of John Stark and addressed the Joint Convention. Dr. Squires introduced Hon. John W. Warner, chairman of the American Revolutionary Bicentennial Administration.

Mr. Warner addressed the joint convention.

On the motion of Sen. Bradley and Rep. French, the convention rose.

HOUSE

The Speaker introduced David J. Farnham, Student Body President of the University of New Hampshire, who addressed the House briefly.

SPECIAL ORDER (continued) on SB 48

Rep. Normand explained his amendment.

Reps. William Kidder, Victor Kidder, Oleson, Fortier, LaMott, Forsaith Daniels, Scamman and Drake spoke against the amendment.

Reps. Gardner and Roderick Allen spoke in favor of the amendment.

Amendment lost.

Ordered to third reading.

The subcommittee on Resolutions and Screening having approved its introduction, Reps. French and Spirou offered the following:

HOUSE CONCURRENT RESOLUTION NO. 4 establishing procedures for committees of conference

Whereas, the existence of established, written procedures for creating committees of conference and governing their work will facilitate the business of the special session; now, therefore, be it

Resolved by the House of Representatives, the Senate concurring:

That committees of conference shall be created and shall operate according to the following procedures:

1) *Mode of Appointment; Substitutions.* Appointments to all committees of conference shall be made in accordance with Senate Rule 26 and House Rule 4 of the Rules of the 1975-76 special session. The names of the Conferees appointed by the presiding officer of the house requesting a committee of conference shall accompany the bill to the other house.

The presiding officers of the house and senate shall cause the names of all persons appointed by them to serve on committees of conference to be recorded with the clerks of both houses. The presiding officer of either house may remove any member of a committee of conference appointed by him at his discretion and may replace him with another appointee; and he shall immediately notify the clerks of both houses of this substitution.

2) *Size of Committees; Unanimity Required.* All committees of conference shall consist of 3, 5, or 7 members; 2, 3, or 4 members of the House appointed by the Speaker and 1, 2 or 3 members of the Senate appointed by the President. The first-named member appointed from the house requesting a committee of conference shall preside over the committee. All committee of conference reports must be unanimous.

3) *Time for Appointments; Submission of Committee Reports.* All committees of conference shall submit their reports, together with sufficient information for drafting any amendments to be made a part of such reports, to the office of legislative services no later than May 24 at 5:00 p.m.

4) *Committee Reports; Contents.* No bill which has been indefinitely postponed shall be admitted under color of amendment by a committee of conference.

5) *Drafting of Committee Amendments; Signing of Committee Reports.* The office of legislative services shall draft all committee of conference reports no later than May 25 at 9:00 a.m.; and the original copy of any such report shall be signed by each member of the appropriate conference committee no later than May 25 at 10:00 a.m.

6) *Action on Committee Reports.* No action shall be taken in either house on any committee of conference report until a copy of the report has been delivered to the seat of each house member or placed on the desk of each senator.

The clerk read the resolution in full.

Rep. French explained the resolution and spoke in its favor.

Rep. Spirou spoke in favor of the resolution.

Adopted.

Rep. French moved that the speaker after consultation with the appropriate house committee chairmen be authorized to accede to requests from the Senate for the appointment of committees of conference, and that the speaker after consultation with the appropriate house committee chairmen be authorized to non-concur with senate amendments to House bills and to request the appointment of committees of conference by the senate.

Reps. Eugene Daniell and Spirou spoke against the motion.

On a point of information by Rep. Eugene Daniell the Speaker ruled that the French motion was not a suspension of the rules.

Rep. Eugene Daniell appealed the ruling of the Chair.

Rep. Coutermarsh moved that the appeal be laid upon the table.

Adopted.

At the request of Reps. Lyons and Richard Bradley, Rep. French answered question.

Rep. Spirou spoke against the motion.

Rep. Eugene Daniell requested a roll call.

Sufficiently seconded.

The clerk read the proposed French motion in full.

The motion lost, 133-166. (A printout was not available).

Rep. Marsh wished to be recorded in favor of the motion.

ENROLLED BILLS REPORT

SB 33, upgrading professional staff requirements and certain buildings at Laconia state school to federal intermediate care facility standards and making an appropriation therefore.

Mabel L. Richardson for the Committee.

Rep. French moved that the House now adjourn from the early session, that the business of the late session be in order at the present time, that the reading of bills be by title only and resolutions by caption only, and that all bills ordered to third reading, be read a third time by this resolution and that all titles of bills be the same as adopted, and that they be passed at the present time, and when the House adjourns today it be until tomorrow at 10:00 a.m.

(Rep. Hanson in the Chair)

Rep. Roberts spoke in favor of the motion.

(Speaker in the Chair)

Rep. McManus spoke against the motion.

Rep. Chandler moved that the motion be laid upon the table.

Motion lost.

Rep. Eugene Daniell moved to amend the motion, substituting "to the call of the Speaker" for "tomorrow at 10 a.m."

Amendment adopted.

Question being on the French motion as amended.

Adopted.

LATE SESSION

Third reading and final passage

SB 57, establishing the New Hampshire incentive program combining grants and loans and making appropriations therefor.

SB 54, to give the superior court injunctive power over certain motor carrier activities.

SB 35, relative to the sale of liquor and beverages by restaurants on outdoor patios and by nonprofit performing arts facilities.

SB 52, to eliminate literacy tests for voters.

SJR 1, establishing a special committee to study tax reform at all levels of government.

SB 48, relative to appropriations for capital improvements for certain state agencies and departments; decreasing the appropriation for maintenance repairs at the state prison and extending the 1973 highway betterment appropriation.

The Majority and Minority Leaders escorted Rep. and Mrs. Agenor Belcourt to the podium.

The subcommittee on Resolutions and Screening having approved its introduction, Reps. Daniel Healy, Coutermarsh, and Chandler offered the following:

WHEREAS, the Honorable Agenor Belcourt, dean of the House by virtue of his thirty-two years service representing Nashua's Ward Three, has signified his intention not to seek election to the 1977 General Court, and

WHEREAS, Rep. Belcourt's tenure of twenty-two years on the Appropriations Committee is one of the lengthiest in the history of the House, and

WHEREAS, his election as a delegate to the 1948, 1956 and 1964 Constitutional Conventions demonstrated even further the respect and confidence of his fellow citizens, and

WHEREAS, he served the 1957 Hillsborough County Delegation as its chairman with both firmness and fairness, now therefore be it

RESOLVED, by the House of Representatives, in special session convened, that the afore-mentioned record of dedicated service should not come to a close without being recognized as a standard against which to measure legislative effectiveness, and be it further

RESOLVED, that the electorate of Ward Three in Nashua be congratulated for its wisdom and judgment in returning Rep. Belcourt to office for those sixteen terms, and be it further

RESOLVED, that the House extend its best wishes to Rep. Belcourt in his second retirement, that it be long and hearty and accompanied by good health and good fortune, and be it further

RESOLVED, that a copy of these resolutions be forwarded to the Board of Mayor and Aldermen of Nashua.

The clerk read the resolution in full.

Unanimously adopted.

Rep. Belcourt addressed the House.

UNANIMOUS CONSENT

Rep. Drake addressed the House by unanimous consent.

COMMUNICATION

Speaker George B. Roberts Jr.

Speaker of the House

Dear Speaker Roberts:

This is to congratulate you and the New Hampshire General Court for organizing one of the most unusual and successful energy conferences held in this country.

It is a tribute to you and the New Hampshire House and Senate that in a critique conducted by our staff following the New Hampshire Legislative Energy Seminar your solons scored exceptionally high in the earnestness with which they tackled the problems of energy, the quality of the information presented by the resource experts, the skill of your legislative panel moderators in keeping the pace at a high level, and the energy and dedication of the legislative staff in helping to plan and conduct the conference.

After 40 years of working with legislatures throughout this country, I came away from the seminar deeply convinced that New Hampshire has as fine a legislature as any in the nation. Rate it on sincerity, rate it on devotion to duty, rate it on willingness to learn, and you must conclude it rates with the best. Your own foresight in initiating the seminar, your close supervision of the planning for the event all contributed to its success.

It was a pleasure for our Northeastern Legislative Energy Staff to work with the

General Court. We are always available to help. The experiment in representative government initiated by our forefathers 200 years ago is working well in New Hampshire.

Sincerely yours,
Albert J. Abrams
Director

The clerk read the communication in full.

RECESS

Wednesday, May 19

Prayer was offered by House Chaplain Rev. Milton L. Smith, Sr.

"I walked by the field of a certain lazy fellow and saw that it was overgrown with thorns, and covered with weeds; and its walls were broken down. Then, as I looked, I learned this lesson: 'A little extra sleep, A little more slumber, A little folding of the hands to rest' means that poverty will break in upon you suddenly like a robber, and violently like a bandit."—Proverbs of King Solomon—Proverbs 25:30-34

Dear God, keep us awake, sharp and alert for the time is now. There is no time but the present. This is the "eighth day",—our day under the sun. Keep us from tranquilizing ourselves in the "wide and easy way" That leads to destruction but rather give us the courage to follow the "straight and narrow path" of righteousness, that will make a nation and people great. We pray for such greatness for our nation and people let it begin with us. Amen.

Rep. Ellis led the Pledge of Allegiance.

LEAVES OF ABSENCE

Reps. Haller, Beard, Seamans, Sanborn and Myrl Eaton, the day, important business.

Rep. Kimball, the day, illness in the family.

Reps. Goff, Christensen, Crotty, Read and John Burke, the day, illness.

INTRODUCTION OF GUESTS

Arthur Perkins of Concord, son of former Speaker and President of the Senate, Hon. Raymond K. Perkins, guest of the Speaker.

Nancy Fogg of Enfield, a student at UNH, guest of Reps. Robillard, Lessard and Anthony Stevens.

ENROLLED BILLS REPORT

SB 52, to eliminate literacy tests for voters.

SB 54, to give the superior court injunctive power over certain motor carrier activities.

Mabel L. Richardson for the Committee

SENATE MESSAGES

HB's REFERRED TO INTERIM STUDY

HB 33, guaranteeing freedom of the speech, full right to criticism for all state employees.

HB 11, relative to the administrative procedures act.

CONCURRENCE

HCR 2, instructing the secretary of state to notify town and city clerks not to use literacy tests in registering voters.

HB 48, relative to changing the rate of the tobacco sale discount.

HB 22, relating to the medical-dental staff of New Hampshire hospital.

HB 43, to add statutory construction provisions to the RSA chapter on the New Hampshire housing finance agency.

HB 47, providing for the payment of wages by electronic fund transfer.

HB 36, to provide for one additional alternate for the superior court review division.

HB 39, making consistent the criminal code provisions dealing with pre-sentence credit for confinement.

HB 50, providing that town meeting day shall be the second Tuesday in March.

CONCURRENCE IN HOUSE AMENDMENTS

SB 57, establishing the New Hampshire incentive program combining grants and loans and making appropriations therefor.

SB 35, relative to the sale of liquor and beverages by restaurants on outdoor patios and by nonprofit performing arts facilities.

ENROLLED BILLS AMENDMENTS

SB 40, amending a contributory pension system for employees of the city of Manchester, based on an actuarial study of contributions and payments to replace the existing pay-as-you-go system. (Amendment in Senate Journal of 5/19)

Amendment adopted.

SB9, increasing the advertising budget of the liquor commission, regulating expenditures for advertising, and making an appropriation therefor. (Amendment printed in Senate Journal of 5/19)

Amendment adopted.

SB 43, revising the economic poisons law. (Amendment printed in Senate Journal of 5/19)

Amendment adopted.

SB 18, relative to the access rights of survivors of a safety deposit box. (Amendment printed in Senate Journal of 5/19)

Amendment adopted.

SB 24, amending the eligibility requirements to provide for Vietnam bonus payments to those veterans who are otherwise qualified but did not immediately return to New Hampshire upon discharge from military service. (Amendment printed in Senate Journal of 5/19)

Amendment adopted.

SENATE MESSAGES
REQUESTS CONCURRENCE WITH AMENDMENTS

HB 1, making a supplemental appropriation to the state treasurer, retirement division for the state share of the normal contribution.

Rep. Drake moved that the House nonconcur, and request a committee of conference.

Adopted

The Speaker appointed Reps. Drake, William Kidder, Mahoney and Ward.

HB 44, extending the appropriation to complete Fish and Game Hatchery at Milford to June 30, 1977.

Rep. Drake moved that the House nonconcur, and request a committee of conference.

Adopted.

The speaker appointed Reps. LaMott, Maynard, Stimmell and Griffin.

HB 21, making an appropriation for the operating and capital expenses of the department of health and welfare.

Rep. Drake moved that the House nonconcur, and request a committee of conference.

Adopted.

The Speaker appointed Reps. Scamman, Olden, Goff and Belcourt.

HB 2, making a supplemental appropriation to the operating budget of the secretary of state for expenses related to the decennial renewal of voluntary corporation charters.

Rep. Drake moved that the House nonconcur, and request a committee of conference.

Adopted.

The Speaker appointed Reps. William Kidder, Ward, McGinness and Laurent Boucher.

HB 32, increasing the appropriation for the bureau of outdoor recreation grant eligibility program.

Rep. Drake moved that the House nonconcur, and request a committee of conference.

Adopted.

The Speaker appointed Reps. LaMott, Ward, Williamson and Orcutt.

HB 7, defining the responsibility for the planning of sewerage projects in the Winnipesaukee river basin; defining project allocation under PL 92-500 and making an

appropriation for algae control in the surface waters of the state.

Rep. Drake moved that the House nonconcur, and request a committee of conference.

Adopted.

The Speaker appointed Reps. LaMott, Ainley, Flanagan and Oleson.

HB 16, legalizing the regular town meeting in the towns of Rye, Lee, Exeter, Enfield, Alton and Madbury; legalizing several town meetings in the town of Woodstock; legalizing the special town meeting in Newmarket, legalizing a meeting of the Belknap county convention and authorizing the town of Carroll to borrow money to meet operating expenses.

Rep. Hanson moved that the House nonconcur and request a committee of conference.

Adopted.

The Speaker appointed Reps. Hanson, Greene, Roy Davis and Timothy O'Connor.

HB 42, to prohibit employment of illegal aliens and to correct a citation in the penalty provision of RSA 275-A.

Rep. Skinner moved that the House concur, and spoke to her motion.

Adopted.

HB 10, making an appropriation to reimburse mental health facilities under the medicaid program.

Rep. Drake moved that the House concur.

Adopted.

HB 8, making a supplemental appropriation to the operating budget of the state prison for riot related and other expenses and changing the operating budget of the New Hampshire youth development center.

Rep. Drake moved that the House concur.

Adopted.

COMMITTEE OF CONFERENCE REPORT ON SB 17

The committee of Conference to which was referred Senate Bill 17, An Act providing funds for the sire stakes fund from a share of the tax on harness horse races; eliminating breakage payments to the sire stakes fund and reducing the holding period for unclaimed pari-mutuel tickets, having considered the same report the same with following recommendations:

That the Senate recede from its position of nonconcurrence with the House amendment, and

That the House recede from its position in adopting its amendment to the bill, and

That the Senate and House each adopt the following new amendment to the bill and pass the bill as so amended:

Amend the bill by striking out all after section 6 and inserting in place thereof the following:

7 Tax on Harness Horse Race or Meet. Amend RSA 284:23, II as amended by striking out said paragraph and inserting in place thereof the following:

II. Each person, association or corporation licensed to conduct a harness horse race or a harness horse race meet under this chapter shall pay to the state treasurer a sum equal to 5-1/2 percent of so much of the total contributions to all pari-mutuel pools conducted or made at any harness horse race or harness horse race meet licensed

hereunder as does not exceed \$400,000; 6 3/4 percent of so much thereof as exceeds \$400,000 but does not exceed \$450,000; 7 1/4 percent of so much thereof as exceeds \$450,000 but does not exceed \$500,000; 7 3/4 percent of so much thereof as exceeds \$500,000 but does not exceed \$550,000; 8 1/4 percent of so much thereof as exceeds \$550,000 but does not exceed \$600,000; 8 3/4 percent of so much thereof as exceeds \$600,000 but does not exceed \$650,000; and 9 1/2 percent of all over \$650,000. Of the amount so paid to the state treasurer, a sum equal to 1/4 of one percent shall be expended for the promotion of agriculture in the state under the direction of the commissioner of agriculture and the balance shall be distributed according to RSA 284:2.

8 Expenditures from Sire Stakes Fund. All monies appropriated to the sire stakes program from any source for fiscal year 1977 shall be expended in accordance with 1975,505:1.02, 03, 07, 04 and all monies received in addition to the sums specified in said section for said program shall be expended in accordance with RSA 426-A:5 as inserted by section 4 of this act.

9 Effective Date.

I. Section 6 of this act shall take effect on July 1, 1978.

II. Section 7 of this act shall take effect on July 1, 1979.

III. The remainder of this act shall take effect on July 1, 1976.

Conferees on the Part of the Senate: Sens. Brown, Saggiotes and Blaisdell.
Conferees on the Part of the House: Reps. Drake, W. Kidder, McGinness and Gillis

Adopted.

COMMITTEE OF CONFERENCE REPORT ON SB 50

The committee of conference to which was referred SB 50, An Act relative to property tax exemptions allowed to surviving spouses of veterans and establishing the termination date of the Viet Nam conflict for veterans' exemption purposes, having considered the same, report the same with the following recommendations:

That the Senate recede from its position of nonconcurrence with the House amendment, and

That the House recede from its position in adopting its amendment to the bill, and

That the Senate and House adopt the following new amendment to the bill as passed by the Senate, and pass the bill as so amended:

Amend the title of the bill by striking out same and inserting in place thereof the following:

AN ACT

relative to property tax exemptions allowed to surviving spouses and widows of veterans and establishing the termination date of Viet Nam conflict for veterans' exemption purposes.

Amend RSA 72:28, I as inserted by section 1 of the bill by striking out said paragraph and inserting in place thereof the following:

I. Every resident of this state who served not less than 90 days in the armed forces of the United States in any of the following wars or armed conflicts, the Spanish War, Philippine Insurrection, Boxer Rebellion, World War I, World War II, Korean Conflict, or Viet Nam Conflict, as hereinafter defined who has been discharged or separated therefrom under conditions other than dishonorable or the surviving spouse of such resident, and every resident, or the widow of such resident, whose services were terminated for a service-connected disability, in consideration of such service, shall be exempt each year from taxation upon his or her residential real estate in the amount of

\$50 in taxes, and the widow of any such resident who suffered a service-connected death shall be exempt each year from taxation upon her real estate whether residential or not in the amount of \$50 in taxes. If a surviving spouse is not a veteran qualified for any of the foregoing exemptions and the surviving spouse remarries a person who is not a veteran of the wars or armed conflicts cited in this paragraph, the \$50 tax exemption shall be terminated.

Amend RSA 72:28, III, (7) as inserted by section 2 of the bill by striking out said subparagraph and inserting in place thereof the following:

(7) "Viet Nam Conflict" between August 5, 1964 and May 7, 1975.

Conferees on the Part of the Senate: Sens. Sanborn, Brown, and Downing.

Conferees on the Part of the House: Reps. Benton, Conley, Cournoyer, Parolise.

Rep. Conley explained the Report.

Adopted.

The subcommittee on Resolutions and Screening having approved its introduction, Rep. Ryan offered the following:

HOUSE RESOLUTION NO. 10

Whereas, the house of representatives referred HB 705 requiring gasoline suppliers to offer surplus gasoline to their dealer franchisees, to the transportation committee for interim study; and

Whereas, said committee has been hindered in its study of the bill through the lack of cooperation by certain major oil company representatives in the course of the six public hearings on HB 705; and

I. Whereas, there have been certain conflicts in testimony by such representatives before the transportation subcommittee;

Now, Therefore, Be It Resolved by the house of representatives:

That the transportation committee of the house of representatives shall have full authority to compel the attendance of witnesses and the production of documents, and to administer oaths in its interim study of HB 705 requiring gasoline suppliers to offer surplus gasoline to their dealer franchisees; and

That the speaker of the house is authorized to appoint a 7-member subcommittee of the transportation committee which shall also have full authority to compel the attendance of witnesses and the production of documents and to administer oaths in its interim study of HB 705; and

That the legislative budget assistant shall furnish to the transportation committee and the subcommittee of the transportation committee such technical and clerical assistance, within the limitations of the legislative budget, as may be necessary to carry out their duties and functions.

The clerk read the resolution in full.

Rep. Ryan spoke to the resolution.

Rep. Lyons spoke in favor of the resolution.

Adopted.

RECESS

SENATE MESSAGES
ADOPTION COMMITTEE OF CONFERENCE REPORT

SB 17, providing funds for the sire stakes funds from a share of the tax on harness horse races; eliminating breakage payments to the sire stakes fund and reducing the holding period for unclaimed pari-mutual tickets.

SB 50, relative to property tax exemptions allowed to surviving spouses and widows of veterans and establishing the termination date of Viet Nam conflict for veterans' exemption purposes.

CONCURRENCE

HB 38, amending RSA 173-A, the dangerous sexuel offenders law.

The subcommittee on Resolutions and Screening having approved its introduction, Rep. Blanchette offered the following:

HR 8, relative to establishment of a program of voluntary paper recycling.

Whereas, the state of New Hampshire has banned open burning; and

Whereas, the New Hampshire house recognizes our serious waste disposal problems; and

Whereas, it is our responsibility to serve as leaders in our state;

Now, Therefore Be It Resolved that the New Hampshire house favors the establishment of a program of voluntary paper recycling within the state house and legislative office building; and

Be It Further Resolved that a committee of four members be appointed—two by the speaker and two by the minority leader—to examine methods of accomplishing this goal and to begin implementation of a recycling program as soon as possible, with the approval of the house leadership.

The clerk read the resolution in full.

Rep. Blanchette spoke in favor of the resolution.

Adopted.

ENROLLED BILLS REPORT

SB 9, increasing the advertising budget of the liquor commission, regulating expenditures for advertising, and making an appropriation therefor.

SB 18, relative to the access rights of survivors of a safety deposit box.

SB 24, relative to eligibility requirements for the Vietnam veterans bonus.

SB 40, amending a contributory pension system for employees of the city of Manchester, based on an actuarial study of contributions and payments to replace the existing pay-as-you-go system.

SB 43, revising the economic poissons law and permitting the application of mosquito larvae control compounds under certain conditions.

HB 36, To provide for one additional alternate for the superior court review division.

HB 39, making consistent the criminal code provisions dealing with pre-sentence credit for confinement.

HB 43, to add statutory construction provisions to the RSA chapter on the New Hampshire housing finance agency.

Mabel L. Richardson, for the Committee.

SENATE MESSAGES
REQUESTS CONCURRENCE WITH AMENDMENTS

HB 24, making an appropriation for capital improvements.

Rep. Normand explained the amendment.

Rep. Drake moved that the House concur.

Adopted.

HB 6, improving the benefits under the present health plan and increasing the state's payment of group hospital and medical insurance for state employees and making an appropriation therefor.

Rep. Drake moved that the House concur.

Adopted.

The Speaker requested a quorum count.

The Speaker declared a quorum present.

Rep. French offered the following resolution:

Resolved that in accordance with the list in the possession of the clerk, SB 61 shall be by this resolution read a first and second time by the therein listed title and referred to the therein designated committee.

Adopted.

INTRODUCTION OF SENATE BILL
First, second reading and referral

SB 61, relative to the payment of the residence tax in order to obtain an operator's license or register a motor vehicle under the staggered registration system. (Ways and Means)

ENROLLED BILLS REPORTS

HB 42, to prohibit employment of illegal aliens, to correct a citation in the penalty provision of RSA 275-A and to remove licensing and employment restrictions on legal aliens.

Mabel L. Richardson for the Committee

SENATE MESSAGES
REQUEST CONCURRENCE TO AMENDMENTS

HB 46, increasing the salary of the director of state police and making an appropriation therefor.

Rep. McLane moved that the House concur and spoke to her motion.

Rep. Spirou spoke in favor of the motion.

Adopted.

HB 26, relative to the organizational convening of the general court.

Rep. Tucker moved that the House nonconcur and request a committee of conference.

Adopted.

The Speaker appointed Reps. Tucker, Ryan, Roderick O'Connor and Lyons.

**SENATE MESSAGE
ACCEDE REQUEST FOR COMMITTEE OF CONFERENCE**

HB 21, making an appropriation for the operating and capital expenses of the department of health and welfare.

The President appointed Sens. Brown, Trowbridge and McLaughlin.

HB 32, increasing the appropriation for the bureau of outdoor recreation grant eligibility program.

The President appointed Sens. Sanborn, Trowbridge and Provost.

HB 44, extending the appropriation to complete Fish and Game Hatchery at Milford to June 30, 1977.

The President appointed Sens. Trowbridge, Saggiotes and Blaisdell.

HB 2, making a supplemental appropriation to the operating budget of the secretary of state for expenses related to the decennial renewal of voluntary corporation charters.

The President appointed Sens. Brown, Roger Smith and McLaughlin.

HB 7, defining the responsibility for the planning of sewerage projects in the Winnesaukee river basin; defining project allocation under PL 92-500 and making an appropriation for algae control in the surface waters of the state.

The President appointed Sens. Stephen Smith, Sanborn and Blaisdell.

HB 1, making a supplemental appropriation to the state treasurer, retirement division for the state share of the normal contribution.

The President appointed Sens. Trowbridge, Blaisdell and Saggiotes.

HB 16, legalizing the regular town meeting in the towns of Rye, Lee, Exeter, Enfield, Alton and Madbury; legalizing several town meetings in the town of Woodstock; legalizing the special town meeting in Newmarket, legalizing a meeting of the Belknap County convention and authorizing the town of Carroll to borrow money to meet operating expenses.

The president appointed Sens. Monier, Preston and Poulsen.

**NONCONCURRENCE TO HOUSE AMENDMENT
REQUESTS COMMITTEE OF CONFERENCE**

SB 42, relative to the dissemination of hard-core pornographic material.

The President appointed Sens. Bradley, Foley and Jacobson.

Rep. Eastman moved that the House accede.

Adopted.

The Speaker appointed Reps. McManus, Riley, Eastman and Hobbs.

ENROLLED BILLS AMENDMENTS

HB 50, providing that town meeting day shall be the second Tuesday in March.
AMENDMENT

- Amend the title of the bill by striking out same and inserting in place thereof the following:

AN ACT

providing that town meeting day shall be the second Tuesday in March and providing that the New Hampshire presidential preference primary shall be first in the nation.

Amend section 3 of the bill by striking out line 3 and inserting in place thereof the following:

following (second) and by striking out in line 2 the words "New England" so that said section as amended shall read as follows:

The first amendment conforms the title to the substance of the bill and the second amendment corrects an error in the amending language.

Amendment adopted.

SB 57, establishing the New Hampshire incentive program combining grants and loans and making an appropriation therefor. (Amendment printed in Senate Journal of 5/19.)

Amendment adopted.

SENATE MESSAGE
NONCONCURRENCE TO HOUSE AMENDMENT
REQUEST COMMITTEE CONFERENCE

SJR 1, establishing a special committee to study tax reform at all levels of government.

The President appointed Sens. Blaisdell, Sanborn and Preston.

Rep. Cunningham moved the House accede.

Adopted.

The Speaker appointed Reps. French, Lyons, Kenneth Smith and Lessard.

VACATE

Rep. Cunningham moved to vacate reference of SB 61, relative to the payment of the residence tax in order to obtain an operator's license or register a motor vehicle under the staggered registration system, from the Committee on Ways and Means and spoke to his motion.

Adopted.

Rep. Cunningham moved that SB 61 be referred to the Judiciary committee for interim study.

Rep. Hanson spoke in favor of the motion.

Adopted.

The subcommittee on Resolutions and Screening having approved its introduction, Rep. Russell Chase offered the following:

HCR 3, continuing the select committees to study the election laws and the application of the same.

The clerk read the resolution in full.

Rep. Gardner moved that HCR 3 be laid upon the table.

Adopted.

The subcommittee on Resolutions and Screening having approved its introduction, Rep. Gardner offered the following:

HR 11, instructing the speaker of the house to appoint a minimum of one member of the minority party to the joint committee on legislative facilities.

The clerk read the resolution in full.

Rep. French moved that HR 11 be indefinitely postponed and spoke to his motion.

Reps. Eugene Daniell and Hildreth spoke against the motion.

Rep. George Wiggins requested a quorum count.

217 members having answered the call, a quorum was present.

Rep. Spirou moved that HR 11 be laid upon the table.

Adopted.

ENROLLED BILLS REPORT

SB 57, establishing the New Hampshire incentive program combining grants and loans and making an appropriation therefor.

Laurier Lamontagne for the Committee

SENATE MESSAGE ACCEDE REQUEST FOR COMMITTEE OF CONFERENCE

HB 26, relative to the organizational convening of the general court.

The President appointed Sens. Downing, Monier and Stephen Smith.

Rep. Lyons requested a quorum count.

203 members having answered the call, a quorum was present.

SENATE MESSAGES REQUEST CONCURRENCE WITH AMENDMENT

HB 49, providing for free distribution of the 1975 general court journals to members thereof.

Rep. Drake moved that the House concur.

Adopted.

NONCONCURRENCE
REQUESTS COMMITTEE OF CONFERENCE

SB 44, relative to changes in the fuel adjustment charges of public utilities.

The President appointed Sens. Rock, Jacobson and Bossie.

Rep. McLane moved that the House accede to the request for a committee of conference.

Adopted.

The Speaker appointed Reps. McLane, Brouillard, Proctor and Cornelius.

SB 48, relative to appropriations for capital improvements for certain state agencies and departments; decreasing the appropriation for maintenance repairs at the state prison and extending the 1973 highway betterment appropriation.

The President appointed Sens. Brown, Sanborn and Blaisdell.

Rep. Drake moved that the House accede to the request for a committee of conference.

Adopted.

The Speaker appointed Reps. Scammon, Scranton, Ward and Goff.

COMMITTEE OF CONFERENCE SUBSTITUTION

SJR 1, Rep. Sara Townsend for Rep. Lyons.

Rep. French offered the following resolution:

RESOLVED, that in accordance with the list in the possession of the clerk, Senate Bill number 62 shall be by this resolution read a first and second time by the therein listed title, and referred to the therein designated committee.

INTRODUCTION OF SENATE BILL

First, second reading & referral

SB 62, relating to financial security of horse and dog race licenses; relating to a temporary adjustment of the tax on dog racing and making an adjustment in the tax on harness horse races.—(Joint, Ways and Means and Appropriations.)

Rep. Plourde moved that the French resolution be indefinitely postponed and spoke to his motion.

Reps. Parr, Spirou and Coutermash spoke in favor of the motion.

Reps. George Wiggins, Marsh, Chandler, Morgan and Green spoke against the motion.

The previous question was moved.

Sufficiently seconded.

Adopted.

Rep. Ellis moved that further consideration of SB 62 be laid upon the table.

A roll call was requested.

Sufficiently seconded.

(Speaker Presiding)
YEAS 58 NAYS 163
YEAS 58

BELKNAP COUNTY

Bowler, French, Goyette and James Murray.

CHESHIRE COUNTY

Ames, Cournoyer, and Anthony Stevens.

COOS COUNTY

George Lemire.

GRAFTON COUNTY

Cornelius

HILLSBOROUGH COUNTY

Bednar, Belanger, Bernier, Bragdon, Coburn, Corey, Margaret Cote, Coutermash, Gardner, Timothy O'Connor, Reidy, Sing, Sullivan, Theriault, Vachon, and Woodruff.

MERRIMACK COUNTY

Chandler, Raymond Chase, Eugene Daniell, Harriman, H. Gwendolyn Jones, Labonte, Plourde and Ralph.

ROCKINGHAM COUNTY

William Boucher, Briggs, Campbell, Collins, Ellis, Gould, Maynard, McEachern, Parolise, Parr, Peterson, Scamman, and Stimell.

STRAFFORD COUNTY

Bernard, Habel, Hebert, Joncas, Lessard, Maloomian, Rod O'Connor, Parnagian, Parshley and Robillard.

SULLIVAN COUNTY

Tucker and Williamson.

NAYS 163

BELKNAP COUNTY

Brouillard, Leary, Marsh and Nighswander.

CARROLL COUNTY

Roderick Allen, Claflin, Conley, Dickinson, Fullam, Howard, Kenneth Smith and Towle.

CHESHIRE COUNTY

Fillback, Anne Gordon, Johnson, Ladd, Marshala, Nims, Proctor, Ramsey, Russell, Scranton, Turner, and Whipple.

COOS COUNTY

Burns, Drake, Fortier, Horton, Huggins, Hunt, Victor Kidder, Mabel Richardson, Valliere, Wiswell and York.

GRAFTON COUNTY

Ira Allen, Buckman, George Cate, Gaylord Cummings, Fimlaid, Gemmill, LaMott, Logan, Bruce Townsend, and Ward.

HILLBOROUGH COUNTY

Ahern, Ainley, Alter, Carswell, Cobleigh, Corser, Joseph Cote, Kendall Cote, Forsaith Daniels, Day, Drewniak, Joseph Eaton, Favreau, Fleisher, Nancy Gagnon, Granger, Salvatore Grasso, George Healy, Lawrence, Doris Lynch, Lyons, Martel, McGlynn, Morgan, Fred Murray, Nardi, Normand, O'Neil, Orcutt, Paradis, Arnold Perkins, Peters, Reardon, Henry Richardson, Andre Simard, Leonard Smith, Spirou, P. Robert Thibeault, Harold Thomson, Van Loan, Withington and Zechel.

MERRIMACK COUNTY

Ayles, Laurent Boucher, John Cate, Milton Cate, Alice Davis, Estee, Hager, Kenison, William Kidder, McLane, McNichol, Millard, Packard, Rich, Riley, Shepard, Sherman, and Underwood.

ROCKINGHAM COUNTY

Appel, Barka, Bisbee, Blanchette, Collishaw, Cressy, Charles Cummings, Cunningham, Dame, Danforth, Roy Davis, Eastman, Erler, Flanagan, Gage, Ganley, Gaskill, Gillis, Goodrich, Gorman, Greene, Griffin, Hoar, Kashulines, MacGregor, Page, Anthony Randall, Richards, Rogers, Skinner, Tavitian, George Thibeault, Webster, Wilson, and Wolfsen.

STRAFFORD COUNTY

Appleby, Bouchard, Canney, Shirley Clark, Joos, Osgood, Pray, Preston, Rowell, Sackett, Tibbetts, Tripp, and White.

SULLIVAN COUNTY

Barrus, Brodeur, Burrows, Desnoyer, LeBrun, Mahoney, Scott, Roma Spaulding, Sara Townsend, and George Wiggins.
and the motion lost,

A roll call was requested on the Plourde motion of indefinite postponement.

Sufficiently seconded.

Rep. Plourde requested a quorum count.

233 members having answered the call, a quorum was declared present.

(Speaker Presiding)

YEAS 74 NAYS 147

YEAS 74

BELKNAP COUNTY

Bowler, Goyette, and Nighswander.

CHESHIRE COUNTY

Ames, Cournoyer, Proctor, Ramsey, Russell and Anthony Stevens.

COOS COUNTY

Fortier and George Lemire.

GRAFTON COUNTY

Cornelius, Gemmill and Bruce Townsend.

HILLSBOROUGH COUNTY

Bednar, Bernier, Bragdon, Coburn, Corey, Joseph Cote, Margaret Cote, Coutermarsh, Fleisher, George Healy, Martel, McGlynn, Nardi, Normand, Timothy O'Connor, Reidy, Andre Simard, Sing, Spirou, Theriault, P. Robert Thibeault, Vachon and Woodruff.

MERRIMACK COUNTY

Raymond Chase, Eugene Daniell, Alice Davis, Harriman, Labonte, Plourde, and Ralph.

ROCKINGHAM COUNTY

Blanchette, William Boucher, Briggs Campbell, Collins, Gage, Ganley, Gould, Kashulines, Maynard, McEachern, Parolise, Parr, Peterson, Scamman and Stimmell.

STRAFFORD COUNTY

Bernard, Habel, Hebert, Joncas, Joos, Lessard, Maloomian, Rod O'Connor, Parnagian, Parsley, Robillard, Tibbetts, and White.

SULLIVAN COUNTY

LeBrun.

NAYS 147

BELKNAP COUNTY

Brouillard, French, Leary, Marsh and James Murray.

CARROLL COUNTY

Roderick Allen, Claflin, Conley, Dickinson, Fullam, Howard, Kenneth Smith and Towle.

CHESHIRE COUNTY

Fillback, Anne Gordon, Johnson, Ladd, Marshala, Nims, Scranton, Turner and Whipple.

COOS COUNTY

Burns, Drake, Horton, Huggins, Hunt, Victor Kidder, Mabel Richardson, Vallier, Wiswell and York.

GRAFTON COUNTY

Ira Allen, Buckman, George Cate, Gaylord Cummings, Fimlaid, LaMott, Logan and Ward.

HILLSBOROUGH COUNTY

Ahern, Ainley, Alter, Belanger, Carswell, Cobleigh, Corser, Kendall Cote, Forsaith Daniels, Day, Drewniak, Joseph Eaton, Favreau, Nancy Gagnon, Gardner, Granger, Salvatore Grasso, Lawrence, Doris Lynch, Lyons, Morgan, Fred Murray, O'Neil, Orcutt, Paradis, Arnold Perkins, Peters, Reardon, Henry Richardson, Leonard Smith, Sullivan, Harold Thomson, Van Loan, Withington and Zechel.

MERRIMACK COUNTY

Ayles, Laurent Boucher, John Cate, Milton Cate, Chandler, Estee, Hager, Haller, H. Gwendolyn Jones, Kenison, William Kidder, McLane, McNichol, Millard, Packard, Rich, Riley, Shepard, Sherman and Underwood.

ROCKINGHAM COUNTY

Appel, Barka, Bisbee, Collishaw, Cressy, Cunningham, Dame, Danforth, Roy Davis, Eastman, Ellis, Erler, Flanagan, Gaskill, Gillis, Goodrich, Gorman, Greene, Griffin, Hoar, MacGregor, Page, Anthony Randall, Richards, Rogers, Skinner, Tavitian, George Thibeault, Webster, Wilson and Wolfsen.

STRAFFORD COUNTY

Appleby, Bouchard, Canney, Shirley Clark, Osgood, Pray, Preston, Rowell, Sackett, and Tripp.

SULLIVAN COUNTY

Barrus, Brodeur, Burrows, Desnoyer, Mahoney, Scott, Roma Spaulding, Sara Townsend, Tucker, George Wiggins and Williamson, and the motion lost.

Question being on the French resolution a roll call was requested.

Sufficiently seconded.

(Speaker Presiding)

YEAS 157 NAYS 67

YEAS 157

BELKNAP COUNTY

Brouillard, French, Leary, Marsh and James Murray.

CARROLL COUNTY

Roderick Allen, Claflin, Conley, Dickinson, Fullam, Howard, Kenneth Smith and Towle.

CHESHIRE COUNTY

Fillback, Anne Gordon, Johnson, Ladd, Marshala, Nims, Scranton, Turner and Whipple.

COOS COUNTY

Burns, Drake, Horton, Huggins, Hunt, Victor Kidder, Mabel Richardson, Wiswell and York.

GRAFTON COUNTY

Ira Allen, Buckman, George Cate, Gaylord Cummings, Fimlaid, Gemmill, LaMott, Logan and Ward.

HILLSBOROUGH COUNTY

Ahern, Ainley, Alter, Belanger, Emile Boisvert, Bragdon, Carswell, Cobleigh, Coburn, Corser, Forsaith Daniels, Day, Drewniak, Joseph Eaton, Favreau, Fleisher, Nancy Gagnon, Granger, Salvatore Grasso, Lawrence, Doris Lynch, Lyons, Morgan, Fred Murray, O'Neil, Orcutt, Paradis, Arnold Perkins, Peters, Reardon, Henry Richardson, Andre Simard, Leonard Smith, Sullivan, Harold Thomson, Van Loan, Withington and Zechel.

MERRIMACK COUNTY

Ayles, Laurent Boucher, John Cate, Milton Cate, Chandler, Alice Davis, Estee, Hager, Haller, H. Gwendolyn Jones, Kenison, William Kidder, McLane, McNichol, Millard, Packard, Rich, Riley, Shepard, Sherman and Underwood.

ROCKINGHAM COUNTY

Appel, Barka, Bisbee, William Boucher, Collishaw, Cressy, Charles Cummings, Cunningham, Dame, Danforth, Roy Davis, Eastman, Ellis, Erler, Flanagan, Gaskill, Gillis, Goodrich, Gorman, Gould, Greene, Griffin, Hoar, MacGregor, Page, Anthony Randall, Richards, Roger, Scamman, Skinner, Tavitian, George Thibeault, Webster, Wilson and Wolfsen.

STRAFFORD COUNTY

Appleby, Bouchard, Canney, Shirley Clark, Joos, Osgood, Pray, Preston, Rowell, Sackett, Tibbets and Tripp.

SULLIVAN COUNTY

Barrus, Brodeur, Burrows, Desnoyer, Mahoney, Scott, Roma Spaulding, Sara Townsend Tucker, George Wiggins and Williamson.

NAYS 67

BELKNAP COUNTY

Bowler, Goyette, Hildreth and Nighswander.

CHESHIRE COUNTY

Ames, Cournoyer, Proctor, Ramsey, Russell and Anthony Stevens.

COOS COUNTY

Fortier, George Lemire and Valliere.

GRAFTON COUNTY

Cornelius and Bruce Townsend.

HILLSBOROUGH COUNTY

Bednar, Bernier, Corey, Joseph Cote, Kendall Cote, Margaret Cote, Coutermash, Gardner, George Healy, Martel, McGlynn, Nardi, Normand, Timothy O'Connor, Reidy, Sing, Spirou, Theriault, P. Robert Thibeault, Vachon and Woodruff.

MERRIMACK COUNTY

Raymond Chase, Eugene Daniell, Harriman, LaBonte, Plourde and Ralph.

ROCKINGHAM COUNTY

Blanchette, Briggs, Campbell, Collins, Gage, Ganley, Kashulines, Maynard, McEachem, Parolise, Parr, Peterson and Stimmell.

STRAFFORD COUNTY

Bernard, Habel, Hebert, Joncas, Lessard, Maloomian, Rod O'Connor, Parnagian, Parshley, Robillard and White.

SULLIVAN COUNTY

LeBrun,

and the French resolution was adopted by the necessary two-thirds (two-thirds of the qualified members not being present)

SENATE MESSAGE
REQUESTS CONCURRENCE WITH AMENDMENT

HB 4, to alter the minimum mental illness coverage requirements under major medical and non-major medical accident and health insurance.

Rep. Drake moved that the House nonconcur and request a committee of conference.

Rep. Eugene Daniell moved that further consideration of HB 4 be postponed until May 25th at 11:00 a. m., and spoke to his motion.

Reps. Nimms, Spirou, Drake, Scamman and Chandler spoke against the motion.

Rep. Gorman spoke in favor of the motion.

Rep. Tucker moved the previous question.

Sufficiently seconded.

Adopted.

Rep. Griffin requested a quorum count.

223 members having answered the call, a quorum was declared present.

A roll call was requested.

Sufficiently seconded.

(Speaker Presiding)

YEAS 19 NAYS 201

YEAS 19

CHESHIRE COUNTY

Cournoyer and Scranton.

HILLSBOROUGH COUNTY

Emile Boisvert, Gardner, Granger, George Healy and Andre Simard.

MERRIMACK COUNTY

Eugene Daniell and Ralph.

ROCKINGHAM COUNTY

Gorman and Stimmell.

STRAFFORD COUNTY

Parshley and Tripp.

SULLIVAN COUNTY

Brodeur, Burrows, Desnoyer, LeBrun, Roma Spaulding and George Wiggins.

NAYS 201

BELKNAP COUNTY

Bowler, Brouillard, French, Goyette, Hildreth, Leary, Marsh, James Murray, and Nighswander.

CARROLL COUNTY

Roderick Allen, Claflin, Conley, Dickinson, Fullam, Howard, Kenneth Smith and Towle.

CHESHIRE COUNTY

Ames, Fillback, Anne Gordon, Johnson, Ladd, Marshala, Nims, Proctor, Ramsey, Russell, Anthony Stevens, Turner and Whipple.

COOS COUNTY

Burns, Drake, Fortier, Horton, Huggins, Hunt, Victor Kidder, George Lemire, Mabel Richardson, Valliere, Wiswell and York.

GRAFTON COUNTY

Ira Allen, Buckman, George Cate, Cornelius, Gaylord Cummings, Fimlaid, Gemmill, LaMott, Logan, Bruce Townsend and Ward.

HILLSBOROUGH COUNTY

Ahern, Ainley, Alter, Bednar, Belanger, Bernier, Bragdon, Carswell, Cobleigh, Coburn, Corey, Corser, Joseph Cote, Kendall Cote, Margaret Cote, Forsaith Daniels, Day, Drewniak, Joseph Eaton, Favreau, Fleisher, Nancy Gagnon, Salvatore Grasso, Lawrence, Doris Lynch, Lyons, Martel, McGlynn Morgan, Fred Murray, Nardi, Normand, Timothy O'Connor, O'Neil, Orcutt, Paradis, Arnold Perkins, Peters, Reardon, Reidy, Henry Richardson, Sing, Leonard Smith, Spirou, Sullivan, Theriault, P. Robert Thibeault, Harold Thomson, Vachon, Van Loan, Withington, Woodruff and Zechel.

MERRIMACK COUNTY

Ayles, Laurent Boucher, John Cate, Milton Cate, Chandler, Raymond Chase, Alice Davis, Estee, Hager, Haller Harriman, H. Gwendolyn Jones, Kenison, William Kidder, Labonte, McLane, McNichol, Millard, Packard, Plourde, Rich, Riley, Shepard, Sherman and Underwood.

ROCKINGHAM COUNTY

Appel, Barka, Bisbee, Blanchette, William Boucher, Briggs, Campbell, Collins, Collishaw, Cressy, Charles Cummings, Cunningham, Dame, Danforth, Roy Davis, Eastman, Erler, Flanagan, Gage, Ganley, Gaskill, Gillis, Goodrich, Gould, Greene, Griffin, Hoar, Kashulines, MacGregor, Maynard, McEachern, Page, Parolise, Parr, Peterson, Anthony Randall, Richards, Rogers, Scamman, Skinner, Tavitian, George Thibeault, Webster, Wilson and Wolfsen.

STRAFFORD COUNTY

Appleby, Bernard, Bouchard, Canney, Shirley Clark, Habel, Hebert, Joncas, Joos, Lessard, Rod O'Connor, Osgood, Parnagian, Pray, Preston, Robillard, Sackett, Tibbets and White.

SULLIVAN COUNTY

Barrus, Mahoney, Scott, Sara Townsend, Tucker and Williamson,
and the motion lost.

Question being on the Drake motion Rep. George Wiggins requested a roll call.
Sufficiently seconded.

(Speaker Presiding)

YEAS 191 NAYS 30

YEAS 191

BELKNAP COUNTY

Bowler, Brouillard, French, Goyette, Hildreth, Leary, Marsh, James Murray and Nighwander.

CARROLL COUNTY

Claflin, Conley, Dickinson, Fullam, Howard and Kenneth Smith.

CHESHIRE COUNTY

Fillback, Anne Gordon, Ladd, Marshala, Nims, Proctor, Ramsey, Russell, Scranton, Anthony Stevens and Whipple.

COOS COUNTY

Burns, Drake, Fortier, Horton, Huggins, Hunt, Victor Kidder, George Lemire, Mabel Richardson and Wiswell.

GRAFTON COUNTY

Buckman, George Cate, Cornelius, Gaylord Cummings, Fimlaid, Gemmill, LaMott, Logan, Bruce Townsend and Ward.

HILLSBOROUGH COUNTY

Ahern, Ainley, Alter, Bednar, Belanger, Bernier, Bragdon, Cobleigh, Coburn, Corey, Corser, Kendall Cote, Margaret Cote, Coutermash, Forsaith Daniels, Day, Drewniak, Joseph Eaton, Favreau, Fleisher, Nancy Gagnon, Gardner, Salvatore Grasso, George Healy, Lawrence, Doris Lynch, Lyons, Martel, McGlynn, Morgan, Fred Murray, Nardi, Normand, Timothy O'Connor, O'Neil, Orcutt, Paradis, Arnold Perkins, Peters, Reardon, Reidy, Henry Richardson, Sing, Leonard Smith, Spirou, Theriault, P. Robert Thibeault, Harold Thomson, Vachon, Van Loan, Withington, Woodruff and Zechel.

MERRIMACK COUNTY

Ayles, Laurent Boucher, John Cate, Milton Cate, Raymond Chase, Alice Davis, Estee, Hager, Haller, Harriman, H. Gwendolyn Jones, Kenison, William Kidder, LaBonte, McLane, McNichol, Packard, Plourde, Rich, Riley, Sherman and Underwood.

ROCKINGHAM COUNTY

Appel, Barka, Bisbee, Blanchette, William Boucher, Briggs, Campbell, Collins, Collisaw, Cressy, Charles Cummings, Cunningham, Danforth, Roy Davis, Eastman, Erler, Flanagan, Gage, Ganley, Gaskill, Gillis, Goodrich, Gorman, Greene, Griffin, Hoar, Kashulines, MacGregor, Maynard, McEachern, Page, Parolise, Parr, Peterson, Anthony Randall, Richards, Rogers, Scamman, Skinner, Stimmell, Tavitian, George Thibeault, Webster, Wilson and Wolfsen.

STRAFFORD COUNTY

Appleby, Bernard, Bouchard, Canney, Shirley Clark, Habel, Joncas, Joos, Lessard, Rod O'Connor, Osgood, Parnagian, Pray, Preston, Robillard, Sackett, Tibbets, Tripp and White.

SULLIVAN COUNTY

Barrus, Mahoney, Scott, Sara Townsend, Tucker, and Williamson.

NAYS 30**CARROLL COUNTY**

Roderick Allen and Towle.

CHESHIRE COUNTY

Ames, Cournoyer, Johnson and Turner.

COOS COUNTY

Valliere and York.

GRAFTON COUNTY

Ira Allen.

HILLSBOROUGH COUNTY

Emile Boisvert, Carswell, Joseph Cote, Granger, Andre Simard and Sullivan.

MERRIMACK COUNTY

Chandler, Eugene Daniell, Millard, Ralph and Shepard.

ROCKINGHAM COUNTY

Ellis and Gould.

STRAFFORD COUNTY

Hebert and Parshley.

SULLIVAN COUNTY

Brodeur, Burrows, Desnoyer, LeBrun, Roma Spaulding and George Wiggins. and the motion passed by the necessary two-thirds (two-thirds of the qualified members not being present.)

The Speaker appointed Reps. Shirley Clark, Ward, Plourde and Mahoney as conferees on HB 4.

Reps. French and Spirou moved that the House be in recess until Tuesday next, at 10:00 a.m.

Adopted.

RECESS

Rep. French moved that the House adjourn from May 18.

Adopted.

Tuesday, 25 May 76

The House met at 1:00 o'clock.

Prayer was offered by House Chaplin Milton L. Smith, Sr.

Let us pray: Perhaps it is the time of year that makes us somewhat anxious about the use of time. Time is so important, there seems so little of it. Yet, we have every second, minute hour—all the time there is to be had. Guide us that we may use our time, a gift from You, wisely and well—and with it, all privileges and responsibilities, that come our way.

Remind us once again in the rush of these last legislative hours that what is morally wrong can never be religiously, economically, politically, socially, ecologically, educationally, nor for any "expedient" reason, right in Your concern, design and purpose for mankind.

Enable us to turn and respond to Your Divine guidance, In Jesus's name. Amen!

Rep. David Bradley led the Pledge of Allegiance.

LEAVES OF ABSENCE

Reps. Kenneth Spalding, Tucker, Beard, Ellis and Zechel, the day, important business.

Rep. Lucas, the day, illness.

The subcommittee on Resolutions and Screening having approved its introduction, the Portsmouth Delegation offered the following:

Whereas, the Lehigh County (Pennsylvania) Bicentennial Committee is sponsoring a Festival of Colonies Band Competition June 13 through 17 1976, and

Whereas, the participating high school bands will represent each of the thirteen original colonies after selection by their respective Governors and State Music Educators Associations, and

Whereas, the Portsmouth High School Clipper Marching Brass was nominated by the New Hampshire Music Educators Association, and

Whereas, Governor Meldrim Thomson, Jr., on January 24, 1975, endorsed the Portsmouth High School Clipper Marching Brass to represent the Granite State in the competition, and

Whereas, the Portsmouth High School Clipper Marching Brass has been consistently rated as an exceptional marching and musical unit over the past decade, culminating in its capturing top honors in the 1970 Cherry Blossom Festival in Washington, D.C., and

ranking in the top third in the 1974 Festival of States competition in St. Petersburg, Fla., now therefore be it

Resolved, by the New Hampshire House of Representatives, that the Portsmouth High School Clipper Marching Brass enter into the competition with the support and encouragement of the General Court realizing that as was true in the ratification of the Constitution two hundred years ago, it was New Hampshire and its people that have made, and will continue to make, the difference, and be it further

Resolved, that a fitting copy of these resolutions be prepared for presentation to the Portsmouth High School Clipper Marching Brass.

Rep. Griffin spoke to the Resolution.

Unanimously adopted.

INTRODUCTION OF GUESTS

John Cotton and Mr. and Mrs. Richard Orchard, husband and parents and guests of Rep. Cotton.

Former Rep. Sumner Raymond of Florida, guest of the Speaker

Members of the Portsmouth High School Clipper Marching Brass, Judith Chandler, daughter of Acting House Clerk, James Chandler; Ken Elliott and Susan Badger, guests of Rep. Griffin.

ENROLLED BILLS REPORT

HB8, making a supplemental appropriation to the operating budget of the state prison for riot related and other expenses and changing the operating budget of the New Hampshire youth development center.

SB 17, providing funds for the sire stakes fund from a share of the tax on harness horse races; eliminating breakage payments to the sire stakes fund and reducing the holding period for unclaimed pari-mutuel tickets.

Mabel L. Richardson for the Committee

HB 6, improving the benefits under the present health plan and increasing the state's payment of group hospital and medical insurance for state employees and certain university system employees and making an appropriation therefor.

HB 24, making an appropriation for capital improvements.

HB 38, amending RSA 173-A, the dangerous sexual offenders law.

HB 46, increasing the salary of the director of state police and making an appropriation therefor; and establishing a joint legislative committee to study the inequities in the salary ranges of unclassified state employees.

HB 49, providing for free distribution of the 1975 general court journals to members thereof.

SB 35, relative to the sale of liquor and beverages by restaurants on outdoor patios and by nonprofit performing arts facilities.

HB 47, providing for the payment of wages by electronic fund transfer.

HB 48, relative to changing the rate of the tobacco sale discount.

HB 10, making an appropriation to reimburse mental health facilities under the medicaid program.

HB 50, providing that town meeting day shall be the second Tuesday in March and providing that the New Hampshire presidential preference primary shall be first in the nation.

Katherine J. Harriman for the Committee

ENROLLED BILLS AMENDMENT

The committee on Enrolled Bills to which was referred HB 22, relating to the

medical-dental staff of New Hampshire hospital, having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amendment

Amend section 4 of the bill by striking out lines 5 through 7 and inserting in place thereof the following: established by RSA 135:6-a, I, (a), as inserted by section 1 of this act, and one of said classified dentists to the position of senior physician/psychiatrist/dentist established by RSA 135:6-a, I, (b), as inserted by section 1 of this act.

Adopted.

COMMITTEE OF CONFERENCE REPORT ON SJR1

The committee of conference to which was referred Senate Joint Resolution No. 1 establishing a special committee to study tax reform at all levels of government, having considered the same, report the same with the following recommendations:

That the Senate recede from its position of nonconcurrence with the House amendment, and concur with the House amendment, and

That the Senate and House adopt the following new amendment to the resolution as amended by the House, and pass the resolution as so amended:

Amend paragraph II following the resolving clause by striking out subparagraphs (g) and (h) and inserting in place thereof the following:

(g) Six representatives of the general public; 2 appointed by the president of the senate, 2 appointed by the speaker of the house and 2 appointed by the governor and council.

(h) The chairman of the Legislative Council of the New Hampshire chapters of the American Association of Retired Persons and the National Retired Teachers' Association, or his designee.

Conferees on the Part of the Senate.

Sens. Blaisdell, Sanborn and Preston.

Conferees on the Part of the House

Reps. French, Sara Townsend, Kenneth Smith and Lessard.

Adopted.

COMMITTEE OF CONFERENCE REPORT ON SB 48

The committee of conference to which was referred Senate Bill 48, An Act relative to appropriations for capital improvements for certain state agencies and departments; decreasing the appropriation for maintenance repairs at the state prison and extending the 1973 highway betterment appropriation, having considered the same, report the same with the following recommendations:

That the Senate recede from its position of nonconcurrence with the House amendment, and concur with the House amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the House, and pass the bill as so amended:

Amend the bill by striking out section 6 and inserting in place thereof the following:

6 Building Energy Utilization Review Project. Amend 1975, 504:1 XVII by striking out said paragraph and inserting in place thereof the following:

XVII. Land use review, land acquisition study and building energy utilization review projects \$100,000*

*Review and study to be by the office space study committee established by 1970, 29:4, which shall report its findings and recommendations to the president of the senate and speaker of the house not later than January 1, 1977.

Amend the bill by striking out section 8 and inserting in place thereof the following:
 8 Removal of Designated Location for Equipment Pool Warehouse. Amend 1975,
 504:1, X, (a) by striking out said subparagraph and inserting in place thereof the
 following:

(a) Construction, reconstruction, removal or relocation of department buildings including: State forest fire equipment pool warehouse	\$60,000
Total Subparagraph (a)	\$60,000

9 Effective Date. This act shall take effect upon its passage.

Conferees on the Part of the Senate

Sens. Brown, Sanborn and Blaisdell.

Conferees on the Part of the House

Reps. Scamman, Scranton, Nardi and Goff.

Adopted.

SENATE MESSAGE

ADOPTION COMMITTEE OF CONFERENCE REPORTS

HB 44, extending the appropriation to complete Fish and Game Hatchery at Milford to
 June 30, 1977.

COMMITTEE OF CONFERENCE REPORT ON HB 44

HB 44, extending the appropriation to complete fish and game hatchery at Milford to
 June 30, 1977. (Printed SJ May 25)

Adopted.

SENATE MESSAGE

ADOPTION COMMITTEE OF CONFERENCE REPORT

HB 7, defining the responsibility for the planning of sewerage projects in the Win-
 nipesaukee river basin; defining project allocation under P.L. 92-500; and making an
 appropriation for algae control in the surface waters of the state.

COMMITTEE OF CONFERENCE REPORT ON HB 7

HB 7, defining the responsibility for the planning of sewerage projects in the Win-
 nipesaukee River basin; defining project allocation under P.L. 92-500; and making an
 appropriation for algae control in surface waters of the state. (Printed in SJ May 25)

Adopted.

SENATE MESSAGE

ADOPTION COMMITTEE OF CONFERENCE REPORT

HB 2, making a supplemental appropriation to the operating budget of the secretary
 of state for expenses related to the decennial renewal of voluntary corporation charters.

The Speaker held HB 2 until the report was distributed in the seat pockets.

SENATE MESSAGE

ADOPTION COMMITTEE OF CONFERENCE REPORT

HB 26, relative to the organizational convening of the general court.

COMMITTEE OF CONFERENCE REPORT ON HB 26

HB 26, relative to the organizational convening of the general court. (Printed SJ May
 25)

Adopted.

SENATE MESSAGE
ADOPTION COMMITTEE OF CONFERENCE REPORT

HB 21, making an appropriation for operating and capital expenses of the department of health and welfare.

COMMITTEE OF CONFERENCE REPORT ON HB 21

HB 21, making an appropriation for operating and capital expenses of the department of health and welfare. (Printed SJ May 25)

Adopted.

SENATE MESSAGE
ADOPTION COMMITTEE OF CONFERENCE REPORT

HB 16, legalizing the regular town meeting in the towns of Rye, Lee, Exeter, Enfield, Alton, and Madbury; legalizing several town meetings in the town of Woodstock; legalizing the special town meeting in Newmarket, legalizing a meeting of the Belknap county convention and authorizing the town of Carroll to borrow money to meet operating expenses.

COMMITTEE OF CONFERENCE REPORT ON HB 16

HB 16, legalizing the regular town meeting in the towns of Rye, Lee, Exeter, Enfield, Alton and Madbury; legalizing several town meetings in the town of Woodstock; legalizing the special town meeting in Newmarket, legalizing a meeting of the Belknap county convention and authorizing the town of Carroll to borrow money to meet operating expenses. (Printed SJ May 25)

Adopted.

Reps. George Wiggins, Mabel Richardson, William Boucher, Roy Davis, Leonard Smith, Greene, P. Robert Thibeault, Hanson, and Oleson spoke in favor of the committee of conference report.

Reps. Normand, Gardner and Morrissette spoke against the committee of conference report.

Rep. Chandler moved the previous question.

Sufficiently seconded.

Adopted.

Question being on the adoption of the committee of conference report.

Rep. Barka requested a roll call.

Sufficiently seconded.

(Speaker Presiding)
YEAS 235 NAYS 71
YEAS 235

BELKNAP COUNTY

Ambrose, Bowler, Brouillard, French, Goyette, Lawton, Leary, Mansfield, Marsh, James Murray, Nighswander, Kenneth Randall and Sabbow.

CARROLL COUNTY

Russell Chase, Claflin, Conley, Duprey, Fullam, Howard and Kenneth Smith.

CHESHIRE COUNTY

Ballam, Francis Callahan, Close, Fillback, Anne Gordon, Ladd, William Lynch, Marsha, Milbank, Scranton, Turner, Wells and Whipple.

COOS COUNTY

Burns, Cooney, Craggy, Drake, Rebecca Gagnon, Horton, Hunt, Victor Kidder, George Lemire, Oleson, Patenaude, Poulin, Mabel Richardson, Valliere, Wiswell and York.

GRAFTON COUNTY

Ira Allen, Altman, David Bradley, Richard Bradley, George Cate, Cynthia Clark, Copenhaver, Fimlaid, Gemmill, LaMott, Logan, Mann, Pepitone, Bruce Townsend and Ward.

HILLSBOROUGH COUNTY

Ahern, Baker, Bednar, Belanger, Belcourt, Emile Boisvert, Wilfrid Boisvert, Boyd, Bragdon, Burke, Carswell, Carter, Cobleigh, Coburn, Colson, Corey, Corser, Margaret Cote, Philip Currier, William Desmarais, Clyde Eaton, Fleisher, Gabrielle Gagnon, Nancy Gagnon, Granger, Salvatore Grasso, Philip Heald, Howard Humphrey, Karnis, Edmund Keefe, LaChance, Lawrence, Levesque, Lyons, Madigan, McGlynn, Milne, Fred Murray, Timothy O'Connor, Orcutt, Paradis, Arnold Perkins, Russell Perkins, Peters, Polak, Seamans, Andre Simard, Leonard Smith, Theriault, Harold Thomson, Van Loan, Wallin, Wheeler, Withington, and Woodruff.

MERRIMACK COUNTY

Ayles, Bartlett, Laurent Boucher, Castaldo, John Cate, Milton Cate, Chandler, Raymond Chase, Christensen, David Currier, Eugene Daniell, Alice Davis, Hager, Haller, Hanson, H. Gwendolyn Jones, William Kidder, LaBonte, McLane, McNichol, Millard, Packard, Plourde, Rich, Riley, Ryan, Shepard, Tarr, Doris Thompson, Underwood and Elmer Wiggan.

ROCKINGHAM COUNTY

Appel, Barka, Benton, Bisbee, Blanchette, Briggs, Campbell, Collins, Collishaw, Cotton, Cressy, Charles Cummings, Cunningham, Dame, Danforth, Roy Davis, Grace DeCesare, Eastman, Erler, Flanagan, Gage, Ganley, Gaskill, Gillis, Goodrich, Gorman, Gould, Greene, Kashulines, Kelley, King, Krasker, MacGregor, Page, Parolise, Parr, Anthony Randall, Reese, Richards, Rogers, Sanborn, Scamman, Schwaner, Constance Simard, Skinner, Stimmell, Tavitian, George Thibeault, Webster, Wilson and Wolfsen.

STRAFFORD COUNTY

Appleby, Bernard, Bouchard, Canney, Shirley Clark, Habel, Horrigan, Joncas, Kimball, Maloomian, Rod O'Connor, Osgood, Parnagian, Pray, Preston, Ruel, Sackett, Barbara Thompson, Tibbets, Torrey, Tripp and Winkley.

SULLIVAN COUNTY

Barris, Brodeur, Burrows, Desnoyer, LaPointe, LeBrun, Mahoney, Scott, Roma Spaulding, Sara Townsend, George Wiggins and Williamson.

NAYS 71

BELKNAP COUNTY

Hildreth.

CARROLL COUNTY

Towle.

CHESHIRE COUNTY

Cournoyer, McGinness, Nims, Proctor, Ramsey, Russell and Anthony Stevens.

COOS COUNTY

Huggins.

GRAFTON COUNTY

Buckman, W. Murray Clark, Cornelius, Gaylord Cummings, Myrl Eaton, Symons and Taylor.

HILLSBOROUGH COUNTY

Alter, Joseph Cote, Coutermash, Cullity, Forsaith Daniels, Day, Drewniak, Joseph Eaton, Favreau, Gardner, Gelinas, Daniel Healy, George Healy, Doris Lynch, Martel, Morgan, Morrisette, Nardi, Normand, O'Neil, Reidy, Shea, Spirou, Sullivan, Sweeney, P. Robert Thibeault, Vachon, Cecelia Winn, John Winn and Ziakas.

MERRIMACK COUNTY

Estee, Gamache, Harriman, Kenison and Ralph.

ROCKINGHAM COUNTY

Belair, Goff, Hobbs, Maynard, McEachern, Niebling, Michael O'Keefe, Peterson, Sayer and Splaine.

STRAFFORD COUNTY

Walter Desmarais, Donnelly, Charles Grassie, Hebert, Joos, Kincaid, Parshley, Robillard and White,
and the report was adopted.

RECESS

SENATE MESSAGES

ADOPTION COMMITTEE OF CONFERENCE REPORTS

SB 48, relative to appropriations for capital improvements for certain state agencies and departments; decreasing the appropriation for maintenance repairs at the state prison and extending the 1973 highway betterment appropriation.

SJR 1, establishing a special committee to study tax reform at all levels of government.

**DISCHARGED COMMITTEE OF CONFERENCE
ESTABLISHED NEW COMMITTEE**

SB 22, permitting the liquor commission to purchase land in Manchester for locating a state liquor store, providing for emergency repairs in the boiler room at the New Hampshire youth development center and making appropriations therefor; and relative to the location of the troop A/substation of the state police.

The President appointed Sens. Brown, Sanborn and McLaughlin.

**SENATE MESSAGE
ADOPTION OF COMMITTEE OF CONFERENCE REPORT**

HB 1, making a supplemental appropriation to the state treasurer, retirement division for the state share of the normal contribution. (Printed SJ May 25)

COMMITTEE OF CONFERENCE REPORT ON HB 1

HB 1, making a supplemental appropriation to the state treasurer, retirement division for the state share of the normal contribution.

Adopted.

COMMITTEE OF CONFERENCE REPORT ON HB 2

HB 2, making a supplemental appropriation to the operating budget of the secretary of state for expenses related to the decennial renewal of voluntary corporation charters (Printed SJ May 25)

Adopted.

**SENATE MESSAGE
ADOPTION COMMITTEE OF CONFERENCE REPORT**

HB 32, increasing the appropriation for the bureau of outdoor recreation grant eligibility program.

COMMITTEE OF CONFERENCE REPORT ON HB 32

HB 32, increasing the appropriation for the bureau of outdoor recreation grant eligibility program. (Printed SJ May 25)

Adopted.

SENATE MESSAGE
ADOPTION COMMITTEE OF CONFERENCE REPORT

HB 4, to alter the minimum mental illness coverage requirements under major medical and non-major medical accident and health insurance.

COMMITTEE OF CONFERENCE REPORT ON HB 4

HB 4, to alter the minimum mental illness coverage requirements under major medical and non-major medical accident and health insurance. (Printed SJ May 25)

Adopted.

Rep. Shirley Clark explained the committee of conference report.

Rep. Richard Bradley spoke against the report.

Reps. Drake and Plourde spoke in favor of the report.

Rep. French moved the previous question.

Sufficiently seconded.

Adopted.

Rep. Hanson requested a roll call.

Sufficiently seconded.

(Speaker Presiding)

YEAS 244 NAYS 66

YEAS 244

BELKNAP COUNTY

Ambrose, Bowler, Brouillard, French, Goyette, Hildreth, Leary, Mansfield, Nighswander, Kenneth Randall and Sabbow.

CARROLL COUNTY

Russell Chase, Claflin, Duprey, Howard and Kenneth Smith.

CHESHIRE COUNTY

Ballam, Close, Fillback, Anne Gordon, Cleon Heald, Ladd, William Lynch, Marshala, McGinness, Milbank, Nims, Proctor, Ramsey, Russell and Wells.

COOS COUNTY

Burns, Cooney, Craggy, Drake, Rebecca Gagnon, Horton, Huggins, Hunt, Oleson, Patenaude, Poulin, Valliere and York.

GRAFTON COUNTY

Altman, David Bradley, Chambers, Cynthia Clark, Copenhaver, Cornelius, Firmlaid, Gemmill, LaMott, Logan, Pepitone, Symons, Taylor and Ward.

HILLSBOROUGH COUNTY

Ahern, Ainley, Alter, Bednar, Belanger, Belcourt, Bernier, Wilfrid Boisvert, Boyd, Bragdon, Burke, Carswell, Carter, Cobleigh, Coburn, Corey, Corser, Margaret Cote, Crotty, Philip Currier, Forsaith Daniels, Day, Drewniak, Favreau, Fleisher, Nancy Gagnon, Gardner, Granger, Salvatore Grasso, Philip Heald, George Healy, Holland, Edmund Keefe, LaChance, Lawrence, Doris Lynch, Lyons, Martel, McGlynn, Milne, Morgan, Fred Murray, Nardi, Normand, Timothy O'Connor, O'Neil, Orcutt, Paradis, Arnold Perkins, Peters, Polak, Reardon, Reidy, Henry Richardson, Shea, Leonard Smith, Spirou, Harold Thomson, Vachon, Van Loan, Wallin, Wheeler, Cecelia Winn, John Winn, Withington, Woodruff and Ziakas.

MERRIMACK COUNTY

Ayles, Laurent Boucher, Castaldo, John Cate, Chandler, Raymond Chase, Eugene Daniell, Alice Davis, Estee, Hager, Haller, Hanson, Harriman, Hess, H. Gwendolyn Jones, Kenison, William Kidder, LaBonte, McLane, McNichol, Millard, Packard, Plourde, Ralph, Rich, Ryan, Shepard, Sherman, Tarr, Doris Thompson, Underwood and Elmer Wiggin.

ROCKINGHAM COUNTY

Appel, Barka, Belair, Bisbee, Blanchette, William Boucher, Briggs, Collins, Collishaw, Cotton, Cressy, Cunningham, Dame, Danforth, Roy Davis, Grace DeCesare, Eastman, Flanagan, Gage, Ganley, Gillis, Goff, Goodrich, Gorman, Gould, Greene, Griffin, Hoar, Kelley, King, Krasker, MacGregor, Maynard, McEachern, Niebling, Michael O'Keefe, Page, Parolise, Parr, Peterson, Read, Reese, Richards, Rogers, Sanborn, Scamman, Schwaner, Constance Simard, Skinner, Splaine, Stimmell, Tavitan, Wilson and Wolfsen.

STRAFFORD COUNTY

Appleby, Bernard, Shirley Clark, Walter Desmarais, Donnelly, Charles Grassie, Habel, Hebert, Horrigan, Joncas, Kimball, Kincaid, Lessard, Maloomian, McManus, Rod O'Connor, Osgood, Parnagian, Pray, Robillard, Ruel, Sackett, Barbara Thompson, Tibbetts, Torrey, Tripp and White.

SULLIVAN COUNTY

Barrus, Burrows, Mahoney, Scott, Sara Townsend and Williamson.

NAYS 66

BELKNAP COUNTY

Barbara Kidder, Lawton and Marsh.

CARROLL COUNTY

Roderick Allen, Conley, Dickinson, Fullam and Towle.

CHESHIRE COUNTY

Cournoyer, Scranton, Turner and Whipple.

COOS COUNTY

Victor Kidder, George Lemire, Mabel Richardson and Wiswell.

GRAFTON COUNTY

Ira Allen, Richard Bradley, Buckman, George Cate, W. Murray Clark, Gaylord Cummings, Myrl Eaton and Bruce Townsend.

HILLSBOROUGH COUNTY

Baker, Emile Boisvert, Joseph Cote, William Desmarais, Clyde Eaton, Joseph Eaton, Gabrielle Gagnon, Daniel Healy, Howard Humphrey, Karnis, Levesque, Madigan, Russell Perkins, Andre Simard, Sing, Sullivan, Sweeney, Theriault and P. Robert Thibeault.

MERRIMACK COUNTY

James Humphrey and Riley.

ROCKINGHAM COUNTY

Benton, Campbell, Charles Cummings, Erler, Hobbs, Kashulines, Sayer, George Thibeault and Webster.

STRAFFORD COUNTY

Bouchard, Canney, Joos, Parshley, Preston and Winkley.

SULLIVAN COUNTY

Brodeur, Desnoyer, LaPointe, LeBrun, Roma Spaulding and George Wiggins, and the Committee of Conference Report was adopted.

Rep. Gorman whose vote is recorded as "yes" should be recorded as voting "nay" because his voting station was struck unintentionally causing the vote to change.

Rep. Gaskill abstained from voting under Rule 16.

Rep. Tucker wished to be recorded in favor of the report.

COMMITTEE REPORT

SB 62, relating to financial security of horse and dog racing licensees; relating to a temporary adjustment of the tax on dog racing, and making an adjustment in the tax on

harness horse races. Majority: Ought to pass with amendment; Reps. Currier and Drake for Ways and Means and Appropriations.

Minority (Reps. Splaine, Normand and Anthony Stevens): Refer to the Committee on Ways and Means for interim study.

Majority: As amended this bill grants the Racing Commission and the Attorney General expanded powers in the procedure for issuing racing licenses. The second portion of the bill gives some relief for dog racing in an attempt to insure there is dog racing at all existing facilities.

Minority: 1. This legislation is too important and complex to consider and pass within a twenty-four hour period.

2. This will produce nothing but confusion in an eleventh hour effort, and calls for further examination in interim study.

3. The bill deals with a total reform of our pari-mutuel tax scale with implications that are far from clear.

COMMUNICATION

Honorable George Roberts
Speaker of the House of Representatives

Dear Mr. Speaker:

I would appreciate the opportunity to address the House briefly before you take up consideration of Senate Bill 62.

I feel that I have important information affecting the revenues of our State which the members would like to receive.

Cordially yours,
Meldrim Thomson, Jr.
Governor

The clerk read the communication in full.

Reps. French and Spirou moved to respectfully deny the request.

Reps. Chandler, Eugene Daniell and George Wiggins spoke against the motion.

Rep. Lessard moved the previous question.

Sufficiently seconded.

Adopted.

A roll call was requested.

Sufficiently seconded.

Question being on the French and Spirou motion.

(Speaker Presiding)
YEAS 113 NAYS 201
YEAS 113

BELKNAP COUNTY

Bowler, Brouillard, French, Goyette, Hildreth, and James Murray.

CARROLL COUNTY

Claflin.

CHESHIRE COUNTY

Close, Cleon Heald, McGinness, Ramsey, Scranton, Anthony Stevens and Wells.

COOS COUNTY

Cooney, Craggy, Drake, George Lemire, Oleson, Patenaude, Poulin and Wiswell.

GRAFTON COUNTY

Chambers, Cynthia Clark, Copenhaver, Cornelius, Fimlaid, Logan and Symons.
HILLSBOROUGH COUNTY

Ahern, Bernier, Wilfrid Boisvert, Corey, Corser, Margaret Cote, Coutermarsh, For-
saith Daniels, Day, Clyde Eaton, Joseph Eaton, Fleisher, Gabrielle Gagnon, Karnis,
Edmund Keefe, Levesque, Lyons, McGlynn, Milne, Nardi, Normand, O'Neil, Orcutt,
Reidy, Shea, Leonard Smith, Spirou, Theriault, Wallin, Woodruff and Ziakas.

MERRIMACK COUNTY

Castaldo, Milton Cate, Raymond Chase, Alice Davis, Estee, Hager, Haller, Hanson,
Hess, LaBonte, McLane, Packard, Plourde, Rich, Ryan and Underwood.

ROCKINGHAM COUNTY

Belair, Blanchette, Collins, Cotton, Gage, Ganley, Gorman, Greene, Griffin, Kel-
ley, Krasker, Maynard, Niebling, Michael O'Keefe, Parolise, Reese, Richards, Rogers,
Stimmell, Webster and Wilson.

STRAFFORD COUNTY

Shirley Clark, Charles Grassie, Habel, Hebert, Horrigan, Maloomian, McManus, Rod
O'Connor, Ruel, Sackett and White.

SULLIVAN COUNTY

Burrows, Scott, Roma Spaulding, Sara Townsend and Williamson.

NAYS 201

BELKNAP COUNTY

Ambrose, Barbara Kidder, Lawton, Leary, Mansfield, Marsh, Nighswander, Kenneth
Randall and Sabbow.

CARROLL COUNTY

Roderick Allen, Russell Chase, Conley, Dickinson, Duprey, Fullam, Howard, Ken-
neth Smith and Towle.

CHESHIRE COUNTY

Ballam, Cournoyer, Fillback, Anne Gordon, Ladd, William Lynch, Marshala, Milbank,
Nims, Proctor, Russell, Turner and Whipple.

COOS COUNTY

Burns, Rebecca Gagnon, Horton, Huggins, Hunt, Victor Kidder, Mabel Richardson,
Valliere and York.

GRAFTON COUNTY

Ira Allen, Altman, David Bradley, Richard Bradley, Buckman, George Cate, W.
Murray Clark, Gaylord Cummings, Myrl Eaton, Gemmill, LaMott, Pepitone, Taylor,
Bruce Townsend and Ward.

HILLSBOROUGH COUNTY

Ainley, Alter, Baker, Belanger, Belcourt, Emile Boisvert, Boyd, Bragdon, Burke,
Carswell, Carter, Cobleigh, Coburn, Joseph Cote, Crotty, Philip Currier, William De-
smarais, Drewniak, Favreau, Nancy Gagnon, Gardner, Granger, Salvatore Grasso,
Philip Heald, Daniel Healy, George Healy, Holland, Howard Humphrey, LaChance,
Lawrence, Doris Lynch, Madigan, Martel, Morgan, Morrisette, Fred Murray, Timothy
O'Connor, Paradis, Arnold Perkins, Russell Perkins, Peters, Polak, Reardon, Henry
Richardson, Andre Simard, Sing, Sullivan, Sweeney, P. Robert Thibeault, Harold
Thomson, Vachon, Van Loan, Wheeler, Cecelia Winn, John Winn and Withington.

MERRIMACK COUNTY

Ayles, Laurent Boucher, John Cate, Chandler, Christensen, Eugene Daniell, Harri-
man, James Humphrey, H. Gwendolyn Jones, Kenison, William Kidder, McNichol,
Millard, Ralph, Riley, Shepard, Sherman, Tarr, Doris Thompson and Elmer Wiggin.

ROCKINGHAM COUNTY

Appel, Barka, Benton, Bisbee, William Boucher, Briggs, Campbell, Collishaw,

Cressy, Cunningham, Dame, Danforth, Roy Davis, Grace DeCesare, Eastman, Erler, Flanagan, Gaskill, Gillis, Goff, Goodrich, Gould, Hoar, Hobbs, Kashulines, King, Mac-
Gregor, McEachern, Page, Parr, Peterson, Read, Sanborn, Scamman, Schwaner, Constance Simard, Skinner, Splaine, Tavitian, George Thibeault and Wolfsen.

STRAFFORD COUNTY

Appleby, Bernard, Bouchard, Canney, Walter Desmarais, Donnelly, Joncas, Joos, Kimball, Kincaid, Lessard, Osgood, Parnagian, Parshley, Pray, Preston, Robillard, Barbara Thompson, Tibbets, Torrey, Tripp, and Winkley.

SULLIVAN COUNTY

Barrus, Brodeur, Desnoyer, LaPointe, LeBrun, Mahoney and George Wiggins, and the motion lost.

Reps. Goodrich and Burrows inadvertently voted yes and meant to vote nay.

Rep. James Murray who voted yes wished to be recorded as voting with the majority.

Rep. Scott inadvertently voted no and meant to vote yes.

Rep. Eugene Daniell moved that the House honor the request at the present time. The Speaker ruled the motion out of order.

Rep. Lawton moved that SB 62 be laid upon the table.

The Speaker requested a roll call.

Sufficiently seconded.

(Speaker Presiding)
NAYS 80 YEAS 230
YEAS 230

BELKNAP COUNTY

Ambrose, Bowler, French, Goyette, Hildreth, Lawton, Leary, Mansfield, James Murray and Kenneth Randall.

CARROLL COUNTY

Russell Chase, Conley, Dickinson, Duprey, Fullam, Howard, Kenneth Smith and Towle.

CHESHIRE COUNTY

Ballam, Close, Cournoyer, Fillback, Cleon Heald, Marshala, Milbank, Nims, Proctor, Russell, Anthony Stevens, Turner and Whipple.

COOS COUNTY

Burns, Cooney, Rebecca Gagnon, Horton, Huggins, Hunt, Victor Kidder, George Lemire, Patenaude, Poulin, Mabel Richardson, Valliere and York.

GRAFTON COUNTY

David Bradley, Buckman, George Cate, Chambers, W. Murray Clark, Myrl Eaton, Gemmill, LaMott, Logan, Pepitone, Symons, Taylor, Bruce Townsend and Ward.

HILLSBOROUGH COUNTY

Ahern, Ainley, Alter, Bednar, Belcourt, Bernier, Emile Boisvert, Wilfrid Boisvert, Boyd, Bragdon, Burke, Carswell, Carter, Cobleigh, Coburn, Corey, Corser, Joseph Cote, Margaret Cote, Coutermash, Crotty, Forsaith Daniels, Day, Drewniak, Clyde Eaton, Favreau, Fleisher, Nancy Gagnon, Gardner, Gelinas, Granger, Salvatore Grasso, Philip Heald, Daniel Healy, Howard Humphrey, Karnis, Edmund Keefe, Lawrence, Levesque, Lyons, Morgan, Morissette, Fred Murray, Nardi, Normand, Timothy O'Conor, Orcutt, Paradis, Arnold Perkins, Peters, Polak, Reardon, Reidy, Seamans, Andre Simard, Spirou, Sullivan, Sweeney, Theriault, Harold Thomson, Vachon, Van Loan, Withington, Woodruff and Ziakas.

MERRIMACK COUNTY

John Cate, Milton Cate, Christensen, Eugene Daniell, Alice Davis, Estee, Hanson, Harriman, Hess, James Humphrey, H. Gwendolyn Jones, William Kidder, LaBonte,

McLane, McNichol, Millard, Packard, Plourde, Ralph, Rich, Shepard, Sherman, Doris Thompson and Elmer Wiggin.

ROCKINGHAM COUNTY

Appel, Barka, Belair, Bisbee, Blanchette, William Boucher, Briggs, Campbell, Collins, Collishaw, Charles Cummings, Cunningham, Dame, Danforth, Roy Davis, Eastman, Flanagan, Gage, Ganley, Gaskill, Gillis, Goodrich, Gorman, Gould, Greene, Griffin, Hoar, Kashulines, Kelley, King, Krasker, MacGregor, Maynard, Niebling, Page, Parolise, Read, Reese, Richards, Rogers, Sanborn, Scamman, Constance Simard, Splaine, Stimmell, George Thibeault, Webster, Wilson, and Wolfsen.

STRAFFORD COUNTY

Appleby, Bouchard, Canney, Walter Desmarais, Donnelly, Habel, Horrigan, Joncas, Joos, Kimball, Lessard, Maloomian, McManus, Rod O'Connor, Osgood, Parshley, Pray, Preston, Ruel, Tibbetts, Torrey, Tripp, White and Winkley.

SULLIVAN COUNTY

Barrus, Burrows, Desnoyer, LaPointe, LeBrun, Mahoney, Roma Spaulding, Sara Townsend, George Wiggins and Williamson.

NAYS 80

BELKNAP COUNTY

Marsh, Nighswander and Sabbow.

CARROLL COUNTY

Roderick Allen and Claflin.

CHESHIRE COUNTY

Anne Gordon, Ladd, William Lynch, McGinness, Ramsey, Scranton and Wells.

COOS COUNTY

Craggy, Drake, Oleson and Wiswell.

GRAFTON COUNTY

Ira Allen, Altman, Richard Bradley, Cynthia Clark, Copenhaver, Cornelius, Gaylord Cummings and Fimlaid.

HILLSBOROUGH COUNTY

Baker, Belanger, Philip Currier, William Desmarais, Joseph Eaton, Gabrielle Gagnon, George Healy, Holland, LaChance, Madigan, Martel, Milne, O'Neil, Russell Perkins, Henry Richardson, Sing, Leonard Smith, P. Robert Thibeault, Wallin, Wheeler, Cecelia Winn and John Winn.

MERRIMACK COUNTY

Ayles, Laurent Boucher, Castaldo, Chandler, Raymond Chase, Haller, Kenison, Riley, Tarr and Underwood.

ROCKINGHAM COUNTY

Benton, Cotton, Cressy, Grace DeCesare, Erler, Goff, Hobbs, McEachern, Michael O'Keefe, Parr, Peterson, Schwaner, Skinner and Tavitian.

STRAFFORD COUNTY

Bernard, Shirley Clark, Charles Grassie, Hebert, Kincaid, Parnagian, Robillard and Barbara Thompson.

SULLIVAN COUNTY

Brodeur and Scott,
and SB 62 was tabled.

Rep. Brouillard abstained from voting under Rule 16.

Rep. Eugene Daniell moved to honor the Governor's request and spoke to his motion.

Reps. Belair and Plourde spoke in favor of the motion.

Rep. Plourde moved that the Daniell motion be amended to invite the Governor to address the House after consideration of SB 62.

Rep. Allen moved that the Plourde amendment be laid upon the table.

A roll call was requested.

Sufficiently seconded.

(Speaker Presiding)
YEAS 214 NAYS 99
YEAS 214

BELKNAP COUNTY

Bowler, French, Barbara Kidder, Lawton, Leary, Mansfield, Marsh, James Murray, Kenneth Randall and Sabbow.

CARROLL COUNTY

Roderick Allen, Russell Chase, Conley, Dickinson, Fullam, Howard, Kenneth Smith and Towle.

CHESHIRE COUNTY

Ballam, Close, Cournoyer, Fillback, Anne Gordon, Cleon Heald, Marshala, McGinness, Nims, Anthony Stevens, Turner, Wells and Whipple.

COOS COUNTY

Burns, Drake, Rebecca Gagnon, Horton, Huggins, Hunt, Victor Kidder, Mabel Richardson, Valliere, Wiswell and York.

GRAFTON COUNTY

Ira Allen, David Bradley, Richard Bradley, Buckman, George Cate, Chambers, W. Murray Clark, Gaylord Cummings, Myrl Eaton, Gemmill, LaMott, Logan, Pepitone, Symons and Taylor.

HILLSBOROUGH COUNTY

Ahern, Baker, Bednar, Belanger, Belcourt, Bernier, Wilfrid Boisvert, Boyd, Bragdon, Burke, Carswell, Carter, Cobleigh, Coburn, Corey, Joseph Cote, Crotty, Philip Currier, William Desmarais, Clyde Eaton, Favreau, Fleisher, Gardner, Granger, Salvatore Grasso, Philip Heald, Daniel Healy, George Healy, Holland, Howard Humphrey, Karnis, Edmund Keefe, LaChance, Lawrence, Doris Lynch, Martel, Morgan, Morrissette, Fred Murray, Timothy O'Connor, Orcutt, Paradis, Arnold Perkins, Russell Perkins, Peters, Polak, Reardon, Henry Richardson, Seamans, Andre Simard, Sing, Spirou, Sullivan, Sweeney, Theriault, Harold Thomson, Vachon, Van Loan, Wheeler, Cecelia Winn, John Winn, Withington, Woodruff and Ziakas.

MERRIMACK COUNTY

Ayles, Laurent Boucher, John Cate, Milton Cate, Chandler, Christensen, Eugene Daniell, Estee, Harriman, James Humphrey, H. Gwendolyn Jones, William Kidder, McNichol, Millard, Packard, Riley, Shepard, Tarr, Doris Thompson and Underwood.

ROCKINGHAM COUNTY

Appel, Barka, Belair, Benton, Bisbee, William Boucher, Briggs, Campbell, Collishaw, Cressy, Charles Cummings, Cunningham, Dame, Danforth, Roy Davis, Grace DeCesare, Erler, Flanagan, Gage, Gaskill, Gillis, Goff, Goodrich, Gould, Greene, Griffin, Hoar, Hobbs, Kashulines, Kelley, King, MacGregor, Page, Parr, Peterson, Read, Richards, Sanborn, Scamman, Schwaner, Constance Simard, Skinner, Splaine, Stimmell, Tavitian, Wilson and Wolfsen.

STRAFFORD COUNTY

Appleby, Bernard, Bouchard, Canney, Joncas, Joos, Kincaid, Osgood, Parnagian, Pray, Preston, Ruel, Tibbets, Tripp, White and Winkley.

SULLIVAN COUNTY

Barrus, Brodeur, Burrows, Desnoyer, LaPointe, LeBrun, Mahoney, Scott, Roma Spaulding and George Wiggins.

NAYS 99

BELKNAP COUNTY

Ambrose, Brouillard, Goyette, Hildreth and Nighswander.

CARROLL COUNTY

Claflin and Duprey.

CHESTER COUNTY

Ladd, William Lynch, Milbank, Proctor, Ramsey, Russell and Scranton.

COOS COUNTY

Cooney, Craggy, George Lemire, Patenaude and Poulin.

GRAFTON COUNTY

Altman, Cynthia Clark, Copenhaver, Cornelius, Fimlaid, Bruce Townsend and Ward.

HILLSBOROUGH COUNTY

Ainley, Alter, Emile Boisvert, Corser, Margaret Cote, Coutermash, Forsaith Daniels, Day, Drewniak, Joseph Eaton, Gabrielle Gagnon, Nancy Gagnon, Gelinas, Levesque, Lyons, Madigan, McGlynn, Milne, Nardi, Normand, O'Neil, Reidy, Shea, Leonard Smith, P. Robert Thibeault and Wallin.

MERRIMACK COUNTY

Castaldo, Raymond Chase, Alice Davis, Haller, Hanson, Hess, Kenison, LaBonte, McLane, Plourde, Ralph, Rich, Sherman and Elmer Wiggin.

ROCKINGHAM COUNTY

Blanchette, Collins, Cotton, Eastman, Ganley, Gorman, Krasker, Maynard, McEachern, Niebling, Michael O'Keefe, Parolise, Reese, Rogers and Webster.

STRAFFORD COUNTY

Shirley Clark, Walter Desmarais, Charles Grassie, Habel, Hebert, Horrigan, Kimball, Lessard, Maloomian, McManus, Rod O'Connor, Parshley, Robillard, Sackett, Barbara Thompson and Torrey.

SULLIVAN COUNTY

Sara Townsend and Williamson,
and the Plourde amendment was laid on the table.

Rep. George Wiggins moved the previous question on the Daniell motion.

Sufficiently seconded.

Adopted.

Question being on the Daniell motion.

Rep. French requested a roll call.

Sufficiently seconded.

(Speaker Presiding)

YEAS 252 NAYS 60

YEAS 252

BELKNAP COUNTY

Ambrose, Bowler, French, Barbara Kidder, Lawton, Leary, Mansfield, Marsh, James Murray, Kenneth Randall and Sabbow.

CARROLL COUNTY

Roderick Allen, Russell Chase, Conley, Dickinson, Duprey, Fullam, Howard, Kenneth Smith and Towle.

CHESTER COUNTY

Ballam, Close, Cournoyer, Fillback, Anne Gordon, Cleon Heald, Ladd, William Lynch, Marshala, Milbank, Nims, Proctor, Russell, Anthony Stevens, Turner and Whipple.

COOS COUNTY

Burns, Craggy, Drake, Rebecca Gagnon, Horton, Huggins, Hunt, Victor Kidder, Oleson, Mabel Richardson, Valliere, Wiswell and York.

GRAFTON COUNTY

Ira Allen, Altman, David Bradley, Richard Bradley, Buckman, George Cate, Chambers, W. Murray Clark, Gaylord Cummings, Myrl Eaton, Fimlaid, Gemmill, LaMott, Logan, Pepitone, Symons, Taylor and Ward.

HILLSBOROUGH COUNTY

Ahern, Ainley, Alter, Baker, Bednar, Belanger, Belcourt, Emile Boisvert, Wilfrid Boisvert, Boyd, Bragdon, Burke, Carswell, Carter, Cobleigh, Coburn, Corey, Joseph Cote, Coutermash, Crotty, Philip Currier, Forsaith Daniels, William Desmarais, Drewniak, Clyde Eaton, Favreau, Fleisher, Gabrielle Gagnon, Gardner, Granger, Salvatore Grasso, Philip Heald, Daniel Healy, George Healy, Holland, Howard Humphrey, Karnis, Edmund Keefe, LaChance, Lawrence, Levesque, Doris Lynch, Madigan, McGlynn, Morgan, Morissette, Fred Murray, Nardi, Normand, Timothy O'Connor, Orcutt, Paradis, Arnold Perkins, Russell Perkins, Peters, Polak, Reardon, Henry Richardson, Seamans, Andre Simard, Sing, Spirou, Sullivan, Sweeney, Theriault, P. Robert Thibeault, Harold Thomson, Vachon, Van Loan, Wallin, Wheeler, Cecelia Winn, John Winn and Withington.

MERRIMACK COUNTY

Ayles, Laurent Boucher, John Cate, Chandler, Raymond Chase, Christensen, Eugene Daniell, Estee, James Humphrey, Kenison, William Kidder, LaBonte, McNichol, Millard, Packard, Ralph, Rich, Riley, Shepard, Sherman, Tarr, Doris Thompson, Underwood and Elmer Wiggin.

ROCKINGHAM COUNTY

Appel, Barka, Belair, Benton, Bisbee, William Boucher, Briggs, Campbell, Collishaw, Cotton, Cressy, Charles Cummings, Cunningham, Dame, Danforth, Roy Davis, Grace DeCesare, Eastman, Erler, Flanagan, Gage, Ganley, Gaskill, Gillis, Goff, Goodrich, Gould, Griffin, Hoar, Hobbs, Kashulines, King, MacGregor, McEachern, Page, Parr, Peterson, Read, Reese, Richards, Sanborn, Scamman, Schwaner, Constance Simard, Skinner, Splaine, Stimmell, Tavitian, George Thibeault, Webster, Wilson and Wolfsen.

STRAFFORD COUNTY

Appleby, Bernard, Bouchard, Canney, Walter Desmarais, Donnelly, Habel, Horrigan, Joncas, Joos, Kimball, Kincaid, Lessard, Maloomian, Osgood, Parnagian, Parshley, Pray, Preston, Ruel, Sackett, Tibbetts, Torrey, Tripp and Winkley.

SULLIVAN COUNTY

Barrus, Brodeur, Burrows, Desnoyer, LaPointe, LeBrun, Mahoney, Scott, George Wiggins and Williamson.

NAYS 60**BELKNAP COUNTY**

Goyette, Hildreth and Nighswander.

CARROLL COUNTY

Claflin.

CHESHIRE COUNTY

McGinness, Ramsey, Scranton and Wells.

COOS COUNTY

Cooney, George Lemire, Patenaude and Poulin.

GRAFTON COUNTY

Cynthia Clark, Copenhagen, Cornelius and Bruce Townsend.

HILLSBOROUGH COUNTY

Bernier, Corser, Margaret Cote, Day, Joseph Eaton, Nancy Gagnon, Gelinas, Lyons, Martel, O'Neil, Reidy, Shea, Leonard Smith, Woodruff, and Ziakas.

MERRIMACK COUNTY

Castaldo, Milton Cate, Alice Davis, Haller, Hanson, Hess, H. Gwendolyn Jones, McLane and Plourde.

ROCKINGHAM COUNTY

Blanchette, Collins, Gorman, Greene, Kelley, Krasker, Maynard, Niebling, Michael O'Keefe, Parolise and Rogers.

STRAFFORD COUNTY

Shirley Clark, Charles Grassie, Hebert, McManus, Rod O'Connor, Robillard, Barbara Thompson and White.

SULLIVAN COUNTY

Sara Townsend,
and the motion passed.

The Speaker appointed Reps. French and Spirou to escort the Governor.

The Governor addressed the House.

Rep. Lawton moved that SB 62 be taken from the table.

Rep. French requested a roll call.

Sufficiently seconded.

(Speaker Presiding)

YEAS 199 NAYS 112

YEAS 199

BELKNAP COUNTY

Ambrose, Barbara Kidder, Lawton, Leary, Mansfield, Marsh, James Murray, Kenneth Randall and Sabbow.

CARROLL COUNTY

Roderick Allen, Russell Chase, Conley, Dickinson, Fullam, Howard, Kenneth Smith and Towle.

CHESHIRE COUNTY

Ballam, Close, Cournoyer, Fillback, Anne Gordon, Cleon Heald, Ladd, William Lynch, Marshala, McGinness, Milbank, Nims, Ramsey, Scranton, Anthony Stevens, Turner, Wells, and Whipple.

COOS COUNTY

Burns, Craggy, Drake, Rebecca Gagnon, Huggins, Victor Kidder, Mabel Richardson, Valliere, Wiswell and York.

GRAFTON COUNTY

Ira Allen, Altman, Richard Bradley, Buckman, W. Murray Clark, Gaylord Cummings, Myrl Eaton, Fimlaid, Germill, LaMott, Logan and Pepitone.

HILLSBOROUGH COUNTY

Ahern, Baker, Belanger, Boyd, Bragdon, Burke, Carter, Cobleigh, Coburn, Corey, Joseph Cote, Crotty, Philip Currier, Forsaith Daniels, William Desmarais, Drewniak, Clyde Eaton, Favreau, Nancy Gagnon, Granger, Salvatore Grasso, Philip Heald, Daniel Healy, George Healy, Holland, Karnis, Edmund Keefe, LaChance, Lawrence, Doris Lynch, Madigan, Martel, Milne, Morgan, Morrisette, Fred Murray, Timothy O'Connor, Orcutt, Paradis, Arnold Perkins, Russell Perkins, Peters, Polak, Henry Richardson, Seamans, Sing, Sullivan, Sweeney, Theriault, P. Robert Thibeault, Harold Thomson, Vachon, Van Loan, Wheeler, Cecelia Winn and John Winn.

MERRIMACK COUNTY

Ayles, Laurent Boucher, John Cate, Chandler, Christensen, Estee, Hanson, Harriman, James Humphrey, William Kidder, LaBonte, McNichol, Millard, Packard, Ralph, Rich, Riley, Shepard, Tarr, Doris Thompson, Underwood and Elmer Wiggin.

ROCKINGHAM COUNTY

Appel, Benton, Bisbee, William Boucher, Briggs, Charles Cummings, Cunningham, Dame, Danforth, Roy Davis, Grace DeCesare, Eastman, Erler, Flanagan, Gaskill, Gillis, Goff, Goodrich, Greene, Hobbs, King, MacGregor, McEachern, Parr, Read, Reese, Richards, Sanborn, Schwaner, Skinner, Stimmell, Tavitian, Webster, Wilson and Wolfsen.

STRAFFORD COUNTY

Appleby, Bernard, Bouchard, Canney, Donnelly, Habel, Joncas, Kimball, Kincaid, Maloomian, Parnagian, Parshley, Pray, Preston, Ruel, Sackett, Tibbets, Tripp and Winkley.

SULLIVAN COUNTY

Barrus, Brodeur, Burrows, Desnoyer, LaPointe, LeBrun, Mahoney, Scott, Roma Spaulding and George Wiggins.

NAYS 112

BELKNAP COUNTY

Bowler, French, Goyette, Hildreth and Nighswander.

CARROLL COUNTY

Claflin and Duprey.

CHESHIRE COUNTY

Proctor and Russell.

COOS COUNTY

Cooney, Horton, Hunt, George Lemire, Oleson, Patenaude and Poulin.

GRAFTON COUNTY

David Bradley, George Cate, Chambers, Cynthia Clark, Copenhaver, Cornelius, Symons, Taylor, Bruce Townsend and Ward.

HILLSBOROUGH COUNTY

Ainley, Alter, Bednar, Belcourt, Bernier, Emile Boisvert, Wilfrid Boisvert, Carswell, Corser, Margaret Cote, Coutermash, Day, Joseph Eaton, Fleisher, Gabrielle Gagnon, Gardner, Gelinas, Howard Humphrey, Levesque, Lyons, McGlynn, Nardi, Normand, O'Neil, Reardon, Reidy, Shea, Andre Simard, Leonard Smith, Spirou, Wallin, Withington, Woodruff, and Ziakas.

MERRIMACK COUNTY

Castaldo, Milton Cate, Raymond Chase, Eugene Daniell, Alice Davis, Haller, Hess, H. Gwendolyn Jones, Kenison, Plourde and Sherman.

ROCKINGHAM COUNTY

Belair, Blanchette, Campbell, Collins, Collishaw, Cotton, Cressy, Gage, Ganley, Gorman, Gould, Griffin, Hoar, Kashulines, Kelley, Krasker, Maynard, Niebling, Michael O'Keefe, Page, Parolise, Peterson, Rogers, Scamman, Constance Simard, Splaine and George Thibeault.

STRAFFORD COUNTY

Shirley Clark, Walter Desmarais, Charles Grassie, Hebert, Joos, Lessard, Rod O'Connor, Osgood, Robillard, Barbara Thompson, Torrey and White.

SULLIVAN COUNTY

Sara Townsend and Williamson,
and SB 62 was taken from the table.

Rep. Brouillard abstained from voting under Rule 16.

Question being on the adoption of the committee report.

Rep. Splaine moved to substitute the minority report of refer to interim study by the committee on Ways and Means, for the Majority report of ought to pass with amendment, and spoke to his motion.

Reps. John Winn, Marsh, LaMott, Lawton, Kenneth Smith and Philip Currier spoke against the motion.

Rep. Belair spoke in favor of the motion.

(Rep. French in the Chair)

Rep. Eugene Daniell spoke in favor of the motion.

(Speaker in the Chair)

Rep. Spirou moved to amend the Splaine Motion, substituting the words "Refer to the Joint committee on Appropriations and Ways and Means with instructions to frame questions for presentation to the State Supreme Court regarding all significant questions of constitutional law raised by the provisions of that bill, and to report the questions thus framed to the House at its next meeting."

Reps. Nims and George Wiggins spoke against the Spirou motion.

Reps. French and Coutermarsh spoke in favor of the motion.

Rep. Morgan spoke in favor of the bill.

Rep. Plourde spoke to the motion.

Previous question was requested.

Sufficiently seconded.

Adopted.

Question being on the Spirou motion.

A roll call was requested.

Sufficiently seconded.

(Speaker Presiding)

YEAS 170 NAYS 135

YEAS 170

BELKNAP COUNTY

Bowler, French, Goyette, Hildreth, Barbara Kidder, Nighswander and Kenneth Randall.

CARROLL COUNTY

Roderick Allen, Claflin, Conley, Duprey, Fullam and Towle.

CHESHIRE COUNTY

McGinness, Milbank, Proctor, Ramsey, Russell, Anthony Stevens and Wells.

COOS COUNTY

Cooney, Craggy, Drake, Horton, Hunt, George Lemire, Oleson, Patenaude, Poulin, Mabel Richardson, Valliere and Wiswell.

GRAFTON COUNTY

Altman, David Bradley, George Cate, Chambers, Cynthia Clark, Copenhaver, Cornelius, Gemmill, Symons, Taylor, Bruce Townsend and Ward.

HILLSBOROUGH COUNTY

Ahern, Alter, Baker, Bednar, Bernier, Emile Boisvert, Corey, Corser, Margaret Cote, Coutermarsh, Crotty, Day, Drewniak, Joseph Eaton, Nancy Gagnon, Gardner, Gelinas, Philip Heald, Daniel Healy, Howard Humphrey, Edmund Keefe, Levesque, Doris Lynch, Lyons, Martel, McGlynn, Fred Murray, Nardi, Normand, O'Neil, Peters, Reardon, Reidy, Shea, Andre Simard, Leonard Smith, Spirou, Sweeney, Theriault, P. Robert Thibeault, Vachon, Van Loan, Wallin, Withington, Woodruff and Ziakas.

MERRIMACK COUNTY

Castaldo, John Cate, Milton Cate, Raymond Chase, Eugene Daniell, Alice Davis, Estee, Hager, Haller, Harriman, Hess, James Humphrey, H. Gwendolyn Jones, Kenison, William Kidder, McLane, McNichol, Plourde, Ralph, Sherman and Elmer Wiggin.

ROCKINGHAM COUNTY

Barka, Belair, Blanchette, Campbell, Collins, Cotton, Cressy, Grace DeCesare, Eastman, Flanagan, Gage, Ganley, Gaskill, Gillis, Gorman, Gould, Griffin, Hoar,

Kashulines, Kelley, Krasker, Maynard, Niebling, Michael O'Keefe, Parolise, Peterson, Reese, Richards, Rogers, Sanborn, Scamman, Constance Simard, Skinner, Splaine and Stimmell.

STRAFFORD COUNTY

Appleby, Bouchard, Shirley Clark, Walter Desmarais, Charles Grassie, Habel, Hebert, Joos, Kimball, Lessard, Maloomian, Rod O'Connor, Osgood, Robillard, Ruel, Sackett, Barbara Thompson, Torrey, White and Winkley.

SULLIVAN COUNTY

LaPointe, LeBrun, Sara Townsend and Williamson.

NAYS 135

BELKNAP COUNTY

Ambrose, Lawton, Leary, Mansfield, Marsh, James Murray and Sabbow.

CARROLL COUNTY

Russell Chase, Dickinson, Howard and Kenneth Smith.

CHESHIRE COUNTY

Ballam, Close, Cournoyer, Fillback, Anne Gordon, Cleon Heald, Ladd, William Lynch, Marshala, Nims, Scranton, Turner and Whipple.

COOS COUNTY

Burns, Rebecca Gagnon, Huggins, Victor Kidder and York.

GRAFTON COUNTY

Ira Allen, Richard Bradley, Buckman, W. Murray Clark, Gaylord Cummings, Myrl Eaton, Fimlaid, LaMott, Logan and Pepitone.

HILLSBOROUGH COUNTY

Ainley, Belanger, Boyd, Bragdon, Burke, Carswell, Carter, Cobleigh, Coburn, Joseph Cote, Philip Currier, Forsaith Daniels, William Desmarais, Clyde Eaton, Granger, Salvatore Grasso, George Healy, Holland, Karnis, LaChance, Lawrence, Madigan, Milne, Morgan, Morrisette, Timothy O'Connor, Orcutt, Paradis, Arnold Perkins, Russell Perkins, Polak, Henry Richardson, Seamans, Sing, Sullivan, Wheeler, Cecelia Winn and John Winn.

MERRIMACK COUNTY

Ayles, Chandler, Christensen, David Currier, Hanson, Millard, Packard, Rich, Riley, Shepard, Tarr, Doris Thompson and Underwood.

ROCKINGHAM COUNTY

Appel, Benton, Bisbee, William Boucher, Briggs, Collishaw, Charles Cummings, Danforth, Roy Davis, Erler, Goff, Goodrich, Greene, Hobbs, King, MacGregor, McEachern, Page, Parr, Read, Schwaner, Tavitian, George Thibeault, Webster, Wilson and Wolfsen.

STRAFFORD COUNTY

Bernard, Canney, Donnelly, Joncas, Kincaid, Parnagian, Parshley, Pray, Preston, Tibbets and Tripp.

SULLIVAN COUNTY

Barrus, Brodeur, Burrows, Desnoyer, Mahoney, Scott, Roma Spaulding and George Wiggins,
and the motion passed.

Rep. Brouillard abstained from voting under Rule 16.

Question being on the adoption of the amended committee report.

Adopted

Rep. LaBonte wished to be recorded in favor of SB 62.

ENROLLED BILLS REPORT

SB 50, relative to property tax exemptions allowed to surviving spouses and widows of veterans and establishing the termination date of Viet Nam conflict for veterans' exemption purposes.

Mabel L. Richardson for the Committee.

The subcommittee on Resolutions and Screening having approved its introduction, The Nashua Delegation offered the following:

WHEREAS, we have learned with sorrow of the death of Gerald I. Cobleigh, a former Representative from Nashua, and

WHEREAS, Mr. Cobleigh served diligently as a member of the House of Representatives in 1923 and 1924, and

WHEREAS, he served his community faithfully and with efficiency, therefore be it
RESOLVED, that the members of the House of Representatives do hereby extend our sympathy to his family, and be it further

RESOLVED, that a copy of these resolutions be transmitted to his family
Unanimously adopted by a rising vote and a minute of silent prayer.

The subcommittee on Resolutions and Screening having approved its introduction, Reps. Roberts, French, Cynthia Clark, Webb and the Appropriations Committee offered the following:

WHEREAS, we have learned with sorrow of the death of Kenneth G. Bell, a former Representative from Plymouth, and

WHEREAS, Mr. Bell served diligently as a member of the House of Representatives for twenty terms commencing with the 1929 Session and concluding with the 1973 Session, and

WHEREAS, he served his community faithfully and with efficiency, therefore be it
RESOLVED, that the members of the House of Representatives do hereby extend our sympathy to his family, and be it further

RESOLVED, that a copy of these resolutions be transmitted to his family
Unanimously adopted by a rising vote and a minute of silent prayer.

312 members were recorded as present.

On motion of Reps. French and Spirou, the House adjourned at 7:30 P. M. to meet tomorrow at 11:00 o'clock.

Wednesday, 26 May 76

Prayer was offered by House Chaplain Milton L. Smith, Sr.

Good Morning Lord. Remind us once again that You are not much impressed with our panic-ridden activities nor excited by our maneuvering for position. Help us in the seriousness and importance of compromise to be less selfseeking and more concerned for serving the people of our state. Help us in our earnest search to serve, to get our priorities in order by sincerely seeking Your Word, for us, in the issues that are before us this day. God, grant us wisdom sufficient for our tasks today. Amen!

Rep. Victor Kidder led the Pledge of Allegiance.

LEAVES OF ABSENCE

Reps. George Wiggins, Gillis, Haller, Greene, Sabbow, Donnelly, Symons, McManus, Kenneth Spalding, Lessard, Parr, Tibbetts, Ellis, Beard, Wolfsen, Ackerson and Rogers, the day, important business.

Rep. Gemmill, the day, funeral.

Rep. Eastman, the day, sickness in the family.

INTRODUCTION OF GUESTS

Wayne Waisanen, Air Traffic controller at the FAA center in Nashua, guest of Rep. Baker.

ENROLLED BILLS REPORT

HB 7, defining the responsibility for the planning of sewerage projects in the Winipesaukee river basin; defining project allocation under P. L. 92-500; and making an appropriation for algae control in the surface waters of the state.

HB 22, relating to the medical-dental staff of New Hampshire hospital.

SB 48, relative to appropriations for capital improvements for certain state agencies and departments; decreasing the appropriation for maintenance repairs at the state prison and extending the 1973 highway betterment appropriation.

SJR 1, establishing a special committee to study tax reform at all levels of government.

SENATE MESSAGE DISCHARGE COMMITTEE OF CONFERENCE ESTABLISH NEW COMMITTEE

SB 42, relative to the dissemination of hard-core pornographic materials. The President appointed Sens. Foley, Bossie and Jacobson.

COMMUNICATIONS

Honorable George B Roberts, Jr.

Speaker of the House

Dear Speaker Roberts:

Please express my profound thanks to the many friends and fellow colleagues in the House for their generous recognition of my many years in the New Hampshire Legislature. I also thank all my friends for the gift which will be very useful for my vacation.

I thank all of you, especially for the time and consideration that must have gone into the party following last Tuesday's Legislative Session.

The warmth and good wishes expressed to me during recent days, and the many memories gathered after my 32 years of serving in the Legislature, will remain in my heart forever.

I wish all of you a healthy and rewarding future in the Legislature—may your service in the Great and General Court bring continued prosperity to our State.

Thank you.

Sincerely,

Rep. Agenor Belcourt

Honorable George Roberts

Speaker of the House of Representatives

Dear Mr. Speaker,

I understand that the House voted yesterday to submit the question of the alleged unconstitutionality of Senate Bill 62 to the Supreme Court for an opinion.

Knowing your desire to have the legislation decided upon its merits rather than its alleged constitutionality, I am pleased to offer you the full resources of the executive branch in framing the question.

If the House and Senate are not in a position to submit the question immediately to the Supreme Court so that action may be taken during the first week in June, I will be happy to suggest to Governor and Council that they submit the question to the Court this morning.

Would you please advise me before the conclusion of the Governor and Council meeting this morning whether you desire that we consider this matter.

Sincerely,

Meldrim Thomson, Jr.

Governor

Governor Meldrim Thomson, Jr.

Dear Governor Thomson:

Thank you for your offer of the full resources of the executive branch in assisting the House in preparing questions concerning the constitutionality of SB 62.

However, our own resources should be more than adequate to prepare these questions promptly and correctly.

I have asked the House Appropriations and Ways and Means Committees to meet jointly today during the noon recess and consider the matter and expect that their recommendations will be reported back to the full House this afternoon.

We are concerned that this important matter be decided on its merits but I assure you that we are also prepared to act quickly upon it.

Sincerely,

George B. Roberts, Jr.

Speaker

Rep. Spirou moved that the communications be printed in the House Journal.

Adopted.

RECESS

COMMITTEE OF CONFERENCE REPORT ON SB 22

The committee of conference to which was referred Senate Bill 22, permitting the liquor commission to purchase land in Manchester for locating a liquor store, providing for emergency repairs in the boiler room at the New Hampshire youth development center and making appropriations therefor; and relative to the location of the troop A/substation of the state police, having considered the same, report the same with the following recommendations:

That the Senate recede from its position of nonconcurrence with the House amendment, and

That the Senate and House each pass the bill as amended by the House.

Conferees on the Part of the Senate:

Sens. Brown, McLaughlin and Sanborn

Conferees on the part of the House:

Reps. Scamman, LaMott, Belcourt and Mahoney.

A quorum count was requested.

The Speaker declared a quorum present.

Rep. French requested a division.

182 members having voted in the affirmative and 19 in the negative, the report was adopted by the necessary two-thirds, the total vote being less than two-thirds of the qualified members.

COMMITTEE OF CONFERENCE REPORT ON SB 42

The Committee of Conference to which was referred Senate Bill 42, relative to

the dissemination of hard-core pornographic materials, having considered the same, report the same with the following recommendations:

That the Senate recede from its position of nonconcurrence with the House amendment, and concur with the House amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the House, and pass the bill as so amended:

Amend the title of the bill by striking out same and inserting in place thereof the following:

AN ACT

Amending the laws relative to obscenity and exposing minors to harmful materials and requiring the house and senate judiciary committees to study the need for additional changes in pornography laws.

Amend the bill by striking out section 6 and inserting in place thereof the following:

6 Statement of Legislative Intent. It is the express intent of the general court that RSA 571-B relating to exposing minors to harmful materials and RSA 650 relating to obscene matter shall be enforced to apply only to those persons actually responsible for the production and dissemination of pornographic or obscene materials.

7 Study by Judiciary Committees. The house and senate judiciary committees are directed to study jointly the present laws relating to pornographic or obscene materials and to consider the need for additional laws in this area. Both committees shall consider suggestions from the attorney general in connection with such study. Both committees shall submit a final report together with drafts of any proposed legislation if such is needed to the presiding officer of their respective house not later than November 1, 1976.

8 Effective Date. This act shall take effect upon its passage.

Conferees on the part of the Senate:

Sens. Bossie, Foley and Jacobson.

Conferees on the part of the House:

Reps. McManus, Riley, Eastman and Hobbs.

Adopted by the necessary two-thirds, two-thirds of the qualified members not being present.

COMMITTEE OF CONFERENCE REPORT ON SB 44

The committee of conference to which was referred Senate Bill 44, relative to changes in the fuel adjustment charges of public utilities, having considered the same, report the same with the following recommendations:

That the Senate recede from its position of nonconcurrence with the House amendment, and

That the House recede from its position in adopting its amendment to the bill, and

That the Senate and House adopt the following new amendment to the bill as amended by the Senate, and pass the bill as so amended.

Amend the title of the bill by striking out same and inserting in place thereof the following:

AN ACT

relative to changes in the fuel adjustment charges of public utilities, establishing a legislative utility consumers' council and making an appropriation therefor.

Amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1 Fuel Adjustment Charge. Amend RSA 378 by inserting after section 3 the following new section:

378:3-a Fuel Adjustment Charge.

I. In this section "fuel adjustment charge" means a charge designed to cover increases and decreases in the cost of purchased electric power for a public utility purchasing electric power and increases and decreases in the delivered cost of fuel to the generating plant site for a public utility generating its own electric power.

II. No public utility may levy a fuel adjustment charge unless it secures approval from the commission subsequent to a public hearing held at least 10 days prior to the first day of each month in which the charge is to be levied.

2 New Chapter. Amend RSA by inserting after chapter 363-B the following new chapter:

CHAPTER 363-C

Legislative Utility Consumers' Council

363-C:1 Definitions. In this chapter:

I. "Consumers" means persons, families or households, or groups thereof, who use services of public utilities in residences.

II. "Council" means the legislative utility consumers' council.

III. "Utility" means a public gas or electric utility as defined in RSA 362.

363-C:2 Legislative Utility Consumers' Council Established. There is hereby established a legislative utility consumers' council which shall consist of 8 councilors, 4 of whom shall be senators and appointed by the president of the senate, and 4 of whom shall be representatives and appointed by the speaker of the house who shall serve during their current term in the general court. Vacancies shall be filled for the unexpired term by the respective appointing authority. No more than 4 of the councilors shall be members of the same political party.

363-C:3 Chairman; Meetings; Compensation. The councilors shall elect annually a chairman who shall alternate between the house and the senate. Meetings shall be held at the call of the chairman or whenever 4 councilors so request. Four councilors shall constitute a quorum for the purpose of conducting business and exercising the powers of the council. Action may be taken by the council upon a vote of a majority of the councilors present. Councilors shall receive no compensation but shall receive legislative mileage incurred in carrying out their duties under this chapter. Such legislative mileage shall come from the normal house and senate appropriations for legislative mileage.

363-C:4 Conflict of Interest; Disqualification. No person shall be appointed as a councilor if he or any member of his family currently or during 2 years prior to such appointment:

I. Receives or received a substantial portion of his income directly or indirectly from any public utility or its affiliate; or

II. Is or has been the titleholder or beneficiary of any financial interest in any public utility or its affiliate.

363-C:5 Conflict of Interest After Appointment. No councilor, during his term of appointment, shall voluntarily become interested pecuniarily in any public utility or its affiliate; and any councilor, who during such term, becomes so interested other than voluntarily, shall, within a reasonable time thereafter, divest himself of such interest.

363-C:6 Prohibited Services. No councilor shall render any professional service for any public utility or its affiliate nor shall he directly be a party to any contract with any such public utility, except a contract for the transportation of telephone or telegraph messages, or of passengers or property, or a contract for the purchase of water, gas or electricity or for other similar service.

363-C:7 Removal of Councilors. For inefficiency or neglect of duty or misconduct in office, a councilor may be removed by the appropriate appointing authority with the concurrence of a majority of the council.

363-C:8 Powers, Functions and Duties. The council shall have the powers, functions

and duties limited to the following in regard to utility rates, fuel adjustment charges and tariffs:

- I. To conduct or contract for studies, surveys, research or expert testimony in or for all matters affecting utility consumers' interests;
- II. To promote and further consumer education;
- III. To petition for, initiate, appear or intervene in, any proceeding before any board, commission, agency, court or regulatory body in which the interests of utility consumers are involved and to represent the interests of such consumers;
- IV. To receive grants, contributions or other financial assistance from the federal government or any public or private corporation or individual;
- V. To perform such other functions as may be necessary to carry out the powers and duties of this chapter.

363-C:9 Consumer Advocate; Operations. Operations of the council shall be carried out by a consumer advocate who shall be appointed by the councilors. The consumer advocate shall be a qualified attorney admitted to practice in this state who shall hold office for an indefinite term, at the pleasure of the council, at a salary established by the council. The consumer advocate shall be empowered to petition for, initiate, appear or intervene in, any proceeding concerning utility rates, fuel adjustment charges and tariffs before any agency, board, commission, court or regulatory body in which the interest of utility consumers are involved and to represent the interests of such consumers. Nothing in this chapter shall be construed to exclude any other party, attorney or representative for any party from participating in such proceeding. The consumer advocate shall employ a deputy and such other assistants, clerical and administrative staff as necessary and within the limits of funds available for that purpose. The deputy and all other staff shall serve at the pleasure of the consumer advocate, at a salary established by the council.

363-C:10 Biennial Report. The council shall publish and file with the offices of the speaker of the house and the senate president a report not later than December first of each off-numbered year. Such report shall contain such account of its proceedings for the 2 years last preceding, and such suggestions and recommendations for legislation or other matters affecting public utilities, as the council may desire to submit.

3 Appropriation. The sum of \$40,000 is hereby appropriated to the legislative utility consumers' council for fiscal year 1977. The governor is authorized to draw his warrant for said sum out of any money in the treasury not otherwise appropriated.

4 Effective Date. This act shall take effect upon its passage.

Conferees on the Part of the Senate:

Sens. Rock, Jacobson and Bossie.

Conferees on the Part of the House:

Reps. McLane, Brouillard, Proctor and Cornelius.

Rep. Wilfrid Boisvert moved to suspend the reading of the report.

Adopted.

Rep. Cornelius spoke in favor of the report.

Adopted.

Rep. Russell Chase moved that HCR 3, continuing the select committee to study the election laws and the application of same, be taken from the table.

Rep. Hildreth requested a quorum count.

216 members having answered the call, a quorum was declared present.

Rep. Russell Chase withdrew his motion to take HCR 3 from the table.

ENROLLED BILLS REPORT

HB 26, relative to the organizational convening of the general court.

HB 44, extending the appropriation to complete fish and game hatchery at Milford to June 30, 1977; amending a footnote to the current operating budget for the fish and game department; repealing the provisions relative to fish and game unexpended fund balance; amending the provisions relative to fish and game control of expenditures; and providing for the continuation of the coho salmon program.

Mabel L. Richardson for the Committee.

The subcommittee on Resolutions and Screening having approved its introduction, Reps. Conley, Lyons and Roderick O'Connor offered the following:

House Concurrent Resolution No. 5

establishing a committee to study the need of the General Court for nursing and first aid services at late night sessions.

Whereas, there are numerous members of the General Court faithfully serving in spite of various illnesses and disabilities; and

Whereas, on many occasions these legislators are required to remain in attendance at late night sessions during which their illnesses and disabilities may be aggravated; and

Whereas, these legislators frequently need medical care and treatment and other legislators on occasion need emergency first aid treatment; and

Whereas, there is a first aid room located in the basement of the State House which is staffed by a nurse provided by the Division of Public Health, Department of Health and Welfare, from 8:00 A.M. to 5:00 P.M.; and

Whereas, one such nurse Eileen Smith did faithfully and on her own time after hours saw to the many needs of all legislators in an exemplary manner for many years with our thanks; and

Whereas, there is now no nurse or other medical personnel staffing the first aid room after 5:00 P.M. on legislative days when the General Court remains in session; therefore, be it

Resolved by the House of Representatives, the Senate concurring, that a five member committee be established to study the need of the General Court for nursing and first aid services at late night sessions and at other times when the General Court is in session; and

That three members of the committee be appointed from the membership of the House of Representatives by the Speaker and two members of the committee be appointed from the membership of the Senate by the President of the Senate; and

That the committee report its recommendations to the House of Representatives on the next legislative day of the House of Representatives and to the Senate on the next legislative day of the Senate.

The clerk read the resolution in full.

Rep. Lyons spoke in favor of the resolution.

Adopted.

The subcommittee on Resolutions and Screening having approved its introduction, Reps. Spirou and French offered the following: HOUSE RESOLUTION NO. 13 relating to investigation of certain state departments and agencies.

Whereas, allegations of a fraudulent scheme involving the division of motor vehicles in the New Hampshire department of safety are under review by a federal grand jury in Massachusetts; and

Whereas, the attorney general of New Hampshire has announced his intention to undertake a similar grand jury inquiry; and

Whereas, evidence introduced in the United States district court for the district of New Hampshire has tended to show that a substantial number of New Hampshire motor vehicle titles have been issued covering non-existent vehicles; and

Whereas, three high officials of the division of motor vehicles have been discharged, and one of them has asserted that his discharge stemmed from his cooperation with the Federal Bureau of Investigation; and

Whereas, legislation establishing the bureau of title and anti-theft within the division of motor vehicles was intended to reduce the likelihood of theft or fraud involving the ownership of motor vehicles; and

Whereas, events have raised serious questions about the effectiveness of existing legislation and of management within the division of motor vehicles; now, therefore, be it

Resolved by the house of representatives in general court convened, That

I. The house of representatives authorizes and directs the speaker to appoint a special committee of the house to consist of 7 members, no more than 4 of which shall be affiliated with the same political party, to investigate the management and the adequacy of legislation pertaining to the division of motor vehicles and such other divisions, departments or agencies of the state as may appear to the committee to warrant investigation. Any decision of the committee to investigate any other agencies shall be by majority vote;

II. That the said special committee shall report its findings to the next regular session of the house, together with any recommendations for remedial legislation not later than December 1, 1976;

III. That the said committee shall have full authority to compel the attendance of witnesses, the production of documents and to administer oaths; and any person who fails to honor a subpoena shall be deemed to be guilty of legislative contempt;

IV. That the said committee shall have authority to retain and to compensate counsel using any funds available in the line item "House of Representatives — Legal Services and Consultants" and the house subcommittee for legislative management of the legislative facilities committee is authorized to transfer into said line item funds from any other house account not otherwise encumbered;

V. That the legislative budget assistant is directed to provide for stenographic services for the proceedings of the said committee, at its request.

The clerk read the resolution in full.

Reps. French and Spirou spoke in favor of the resolution.

A division was requested.

A roll call was requested.

Sufficiently seconded.

(Speaker Presiding)
YEAS 159 NAYS 78
YEAS 159

BELKNAP COUNTY

French, Hildreth, Mansfield and Nighswander.

CARROLL COUNTY

Roderick Allen, Claflin, Conley and Fullam.

CHESTER COUNTY

Close, Cleon Heald, Ladd, Marshala, Nims, Proctor, Ramsey, Russell and Anthony Stevens.

COOS COUNTY

Burns, Cooney, Craggy, Fourtier, Horton, Hunt, George Lemire, Poulin, Mabel Richardson and Wiswell.

GRAFTON COUNTY

Ira Allen, Altman, Chambers, Copenhaver, Cornelius, Fimlaid, Logan, Pepitone, Taylor and Bruce Townsend.

HILLSBOROUGH COUNTY

Ainley, Bednar, Belcourt, Emile Boisvert, Bragdon, Cobleigh, Corey, Margaret Cote, Coutermash, Crotty, Forsaith Daniels, Day, William Desmarais, Drewniak, Joseph Eaton, Favreau, Fleisher, Gabrielle Gagnon, Nancy Gagnon, Gardner, Salvatore Grasso, Edmund Keefe, Lachance, Levesque, Lyons, McGlynn, Morgan, Nardi, Normand, O'Neil, Arnold Perkins, Russell Perkins, Peters, Polak, Reidy, Shea, Andre Simard, Sing, Spirou, Sullivan, Sweeney, Theriault, P. Robert Thibeault, Van Loan, Wallin, and Woodruff.

MERRIMACK COUNTY

Castaldo, John Cate, Raymond Chase, Christensen, Eugene Daniell, Alice Davis, Estee, Gamache, Hager, Harriman, Gwendolyn Jones, Kenison, McLane, Plourde, Ralph, Rich, Riley, Sherman, Underwood, and Elmer Wiggin.

ROCKINGHAM COUNTY

Blanchette, William Boucher, Campbell, Collishaw, Cunningham, Erler, Gage, Ganley, Goff, Goodrich, Gorman, Gould, MacGregor, Maynard, McEachern, Niebling, Page, Parolise, Peterson, Read, Reese, Richards, Sanborn, Constance Simard, Skinner, Splaine, Stimmell, George Thibeault, Webster, and Wilson.

STRAFFORD COUNTY

Appleby, Bernard, Canney, Shirley Clark, Walter Desmarais, Habel, Hebert, Joncas, Joos, Kincaid, Maloomian, Rod O'Connor, Parshley, Preston, Ruel, Sackett, Barbara Thompson, Torrey and White.

SULLIVAN COUNTY

Brodeur, Desnoyer, LeBrun, Mahoney, Roma Spaulding, and Williamson.

NAYS 78

BELKNAP COUNTY

Bowler.

CARROLL COUNTY

Russell Chase, Dickinson, Howard, Kenneth Smith and Towle.

CHESHIRE COUNTY

Cournoyer, Fillback, Anne Gordon, Scranton, Turner and Whipple.

COOS COUNTY

Huggins and Victor Kidder.

GRAFTON COUNTY

David Bradley, Richard Bradley, Buckman, George Cate, Murray Clark, Gaylord Cummings and LaMott.

HILLSBOROUGH COUNTY

Baker, Belanger, Wilfrid Boisvert, Burke, Carswell, Corser, Joseph Cote, Clyde Eaton, Granger, Philip Heald, George Healy, Howard Humphrey, Karnis, Lawrence, Fred Murray, Timothy O'Connor, Orcutt, Paradis, Henry Richardson, Leonard Smith, Harold Thomson, Vachon and Withington.

MERRIMACK COUNTY

Ayles, Chandler, Hanson, Hess, James Humphrey, William Kidder, McNichol, Millard, Packard, Shepard and Tarr.

ROCKINGHAM COUNTY

Bisbee, Cressy, Danforth, Roy Davis, Flanagan, Gaskill, Griffin, Hoar, Kashulines, King, Sayer, Scamman and Tavitian.

STRAFFORD COUNTY

Bouchard, Kimball, Osgood, Parnagian, Pray and Tripp.

SULLIVAN COUNTY

Barrus, Burrows, Frizzell and Scott,
and the resolution was adopted by the necessary two-thirds, two-thirds of the qualified members not being presents.

Rep. Appel abstained from voting under Rule 16.

Rep. Cressy inadvertently voted nay and wished to vote yea.

UNANIMOUS CONSENT

Rep. Fred Murray addressed the House by unanimous consent.

ENROLLED BILLS AMENDMENTS

HB 21, making an appropriation for operating and capital expenses of the department of health and welfare.

Amend section 2 of the bill by striking out the line reading "Total Subparagraph (c) 1,684,900

Amend section 11 of the bill by striking out line 5 and inserting in place thereof the following: ferred or expended for any other purpose.

Adopted.

This amendment strikes out a line which is not part of the budget item being amended. The second amendment corrects a typographical error.

HB 16, legalizing certain meetings in the towns of Rye, Lee, Exeter, Enfield, Ellsworth, Alton, Madbury, Newmarket and Woodstock; legalizing a meeting of the Belknap county convention, authorizing the town of Carroll to borrow money for operating expenses; authorizing restaurant beverage licenses in New Hampshire; naming the state owned bridge in Hooksett, the "Hooksett Memorial Bridge"; and redefining the term "open space land" as used in the current use taxation law.

Amend section 12 of the bill by striking out lines 2 through 6 and inserting in place thereof the following: inserted by 1957, 47:1 as amended by striking out said section and inserting in place thereof the following:

Amend RSA 178:3-a as inserted by section 12 of the bill by striking out line 18 and inserting in place thereof the following:

Newington and New Hampton have voted or vote in any referendum to prohibit the
Rep. Mabel Richardson explained the amendment.

Adopted.

This amendment makes a tense agreement correction and a corresponding change in the amending language.

The subcommittee on Resolutions and Screening having approved its introduction, Reps. French and Spirou offered the following:

HOUSE RESOLUTION NO. 14

relative to supporting constitutional amendments proposed by the general court.

Whereas, the house of representatives is deeply interested in the process of constitutional change in New Hampshire

Whereas, the interest of the general court in the process of constitutional change has been concretely evidenced by the existence of Article 100 of Part Second of the

Constitution of New Hampshire, which since 1965, has authorized the general court to propose amendments to the Constitution by means of the constitutional amendment concurrent resolutions; and

Whereas, various amendments to the New Hampshire Constitution will be presented to the voters for their action at the upcoming general election;

Now, Therefore, Be It Resolved by the house of representatives that the speaker of the house of representatives be authorized to promote public education of proposed constitutional amendments and to expend for this purpose any sums appropriated to the house account established under 1975, 505:1.01, 02, 01, 02 and not encumbered on June 30, 1976.

The clerk read the resolution in full.

Adopted.

COMMITTEE REPORT

SB 62, relating to financial security of horse and dog race licensees; relating to a temporary adjustment of the tax on dog racing, and making an adjustment in the tax on harness horse races (Reps. Kenneth Smith, Scamman, Scranton and Cunningham for the committee)

The Joint Committee on Appropriations and Ways and Means has adopted the following resolution, relative to SB 62, which it recommends to the House for submission to the State Supreme Court.

HOUSE RESOLUTION NO 15

Whereas, Senate Bill 62 originated in the New Hampshire Senate, was passed by that body and was sent to the New Hampshire House of Representatives for further action; and

Whereas, Section 6 of Senate Bill 62 would impose a direct tax on pari-mutuel pools made at dog races, at varying rates ranging from 1-2/3% to 10%, depending on the size of the pari-mutuel pool; and

Whereas, Section 8 of the bill would restrict availability of the tax rates established in Section 6 of the bill to tax payers meeting "all just and presently existing secured obligations," to the satisfaction of the Attorney General; and

Whereas, Section 9 of the bill would impose a direct tax on pari-mutuel pools made at harness horse races, at varying rates ranging from 4-1/4% to 9-1/2%, depending on the size of the pool; and

Whereas, the tax rates established for harness racing pari-mutuel pools in Section 9 of the bill differ from the tax rates established for dog racing pari-mutuel pools in Section 6 of the bill, and the rates established in Section 6 and 9 of the bill differ from the tax rates established for running horse race pari-mutuel pools in RSA 284:23,I;

Now, therefore, be it Resolved by the House of Representatives that the Justices of the Supreme Court be respectfully requested to give their opinion upon the following questions:

1. May those sections of SB 62 which would impose direct taxes on pari-mutuel pools be lawfully enacted, in view of the provision of Part II, Article 18 of the Constitution of New Hampshire, requiring that "money bills" shall originate in the House of Representatives?
2. May Section 6 of SB 62, which would impose a tax at varying rates on dog racing pari-mutuel pools, be lawfully enacted in view of the provisions of Part II, Article 5 of the Constitution of New Hampshire, relating to "proportional and reasonable" taxation, or any other provision of the Constitution?
3. May Section 8 of SB 62, which would condition the availability of the tax rates

established in Section 6 on payment of private obligations, be lawfully enacted in view of Part II, Articles 5 and 6 of the Constitution, or any other constitutional provision?

4. May section 9 of SB 62, which would impose a tax at varying rates on harness racing pari-mutuel pools be lawfully enacted in view of the provisions of Part II, Article 5 of the New Hampshire Constitution relating to proportional and reasonable taxation, or any other constitutional provision?

5. May Section 6 and Section 9 of the bill, which impose rates of taxation for dog racing pools, different from harness racing pools, and which together impose rates of taxation different from running horse race pools (RSA 274:23, I) be lawfully enacted, in view of the provisions of Part II, Articles 5 and 6 of the New Hampshire Constitution, or any other constitutional provision?

Rep. Cunningham yielded to questions.

(Rep. French in chair)

Rep. Cunningham yielded to Rep. Roberts.

(Speaker in chair)

Reps. French, Spirou and Coutermash spoke in favor of the resolution.
Adopted.

Rep. Russell Chase moved that HCR 3 be taken from the table.

A quorum count was requested.

201 members having answered the call, a quorum was declared present.

A division was requested.

73 members having voted in the affirmative and 137 in the negative, the motion failed.

ENROLLED BILLS REPORT

HB 1, making a supplemental appropriation to the state treasurer, retirement division for the state share of the normal contribution and relative to group I disability retirement benefits of the New Hampshire retirement system and amending the estimates of unrestricted revenue in the 1975 operating budget.

Mabel L. Richardson for the Committee

RECESS

ENROLLED BILLS AMENDMENT

HB 32, increasing the appropriation for the bureau of outdoor recreation grant eligibility program and providing that the office of comprehensive planning shall do the planning required for eligibility under the bureau of outdoor recreation program, relative to the outdoor recreation planning program; and increasing the appropriation for snow making and snow grooming.

AMENDMENT

Amend section 5 of the bill by striking out line 2 and inserting in place thereof the following: for fiscal 1977. Amend 1975, 505:1.03, 03, 07, 01, 09 by striking out same and inserting

Amend section 5 of the bill by striking out line 5 and inserting in place thereof the following:

Amend 1975, 505:1.03, 03, 07, 02, 92 by striking out same and inserting in place

Both of these amendments correct PAU reference errors in the bill.

Adopted.

ENROLLED BILLS REPORT

SB 42, amending the laws relative to obscenity and exposing minors to harmful materials and requiring the house and senate judiciary committees to study the need for additional changes in pornography laws.

HB 2, making supplemental appropriations to certain state agencies; amending the law relative to the use of revenue sharing funds and relative to agreements under the Trade Act of 1974.

SB 44, relative to changes in the fuel adjustment charges of public utilities, establishing a legislative utility consumers' council and making an appropriation.

Mabel L. Richardson for the Committee.

(Rep. French in the Chair)

ENROLLED BILLS AMENDMENT

HB 4, An Act to alter the minimum mental illness coverage requirements under major medical and non-major medical accident and health insurance and to decrease grants to community mental health services.

AMENDMENT

Amend RSA 415:18-a, I as inserted by section 1 of the bill by striking out line 3 and inserting in place thereof the following: ses, shall provide to each group, or to the portion of each group comprised of

This amendment corrects a grammatical error in the bill.

Adopted.

(Rep. Hanson in the Chair)

ENROLLED BILLS AMENDMENT

SB 22, amending the 1975 capital improvement projects by providing for emergency repairs in the boiler room at the New Hampshire youth development center and making an appropriation therefor; relative to the location of the state police troop A/substation; relative to a capital improvement project at Hampton Beach; and relative to capital improvements at Mount Monadnock-Gap Mountain. (Printed SJ May 25)

This amendment is necessary to conform the bonding total and the amending language to legislation adopted earlier in this session.

Adopted.

Recess

(Speaker in the Chair)

Guest

Mr. Allan Kendall of Hudson, guest of the Speaker and Administrative Assistant Carl Peterson.

SENATE MESSAGE

ADOPTION COMMITTEE OF CONFERENCE REPORTS

SB 22, amending the 1975 capital improvement projects by providing for emergency repairs in the boiler room at the New Hampshire youth development center and making an appropriation therefor; relative to the location of the state police troop A/substation;

relative to a capital improvement project at Hampton Beach; and relative to capital improvements at Mount Monadnock-Gap Mountain.

SB 42, amending the laws relative to obscenity and exposing minors to harmful materials and requiring the house and senate judiciary committees to study the need for additional changes in pornography laws.

SB 44, relative to changes in the fuel adjustment charges of public utilities, establishing a legislative utility consumers' council and making an appropriation therefor.

ENROLLED BILLS REPORT

HB 4, to alter the minimum mental illness coverage requirements under major medical and non-major medical accident and health insurance and to decrease grants to community health services.

SB 22, amending the 1975 capital improvement projects by providing for emergency repairs in the boiler room at the New Hampshire youth development center and making an appropriation therefor; relative to the location of the state police troop A/substation; relative to a capital improvement project at Hampton Beach; and relative to capital improvements at Mount Monadnock-Gap Mountain.

HB 16, legalizing certain meetings in the towns of Rye, Lee, Exeter, Enfield, Ellsworth, Alton, Madbury, Newmarket, and Woodstock; legalizing a meeting of the Belknap county convention; authorizing the town of Carroll to borrow money for operating expenses; authorizing restaurant beverage licenses in New Hampton; naming the state owned bridge at Hooksett, the "Hooksett Memorial Bridge"; and redefining the term "open space land", as used in the current use taxation law.

HB 32, increasing the appropriation for the bureau of outdoor recreation grant eligibility program and providing that the office of comprehensive planning shall do the planning required for eligibility under the bureau of outdoor recreation program, relative to the outdoor recreation planning program; and increasing the appropriation for snow making and snow grooming.

HB 21, making an appropriation for operating and capital expenses of the department of health and welfare.

Mabel L. Richardson for the Committee

Recess

Rep. French moved that the House adjourn.
Adopted.

Thursday, 10 June 76

The House met at 11:00 o'clock.

Prayer was offered by House Chaplain Rev. Milton L. Smith, Sr.

Good Morning Lord. We are grateful that You are the God of the ordinary as well as the spectacular, for the ordinary far out weigh the spectacular, especially when it comes to folks. Yes, the most of us fit into the ordinary, common folk class. Yet, our task here is of the spectacular, out of the ordinary, the uncommon, for so few are called to serve so many. Remind us, that we are not here as the privileged few to serve a privileged few, but rather to do the right thing, with a mind to serve all the people with our very best. Guide us, dear God, in the way, Your way, the best way. Thank You God for this opportunity to shape this ordinary day into a great witness to a government "of the people, by the people, for the people", with responsible leadership. In the Name of the One who is the "Way and the Truth and the Life". Amen.

Rep. Roma Spaulding led the Pledge of Allegiance.

LEAVES OF ABSENCE

Reps. Daniel Healy, Goodrich, Ganley, Goff, H. Gwendolyn Jones, Levesque, Read, Duhaime and Williamson, the day, important business.

Reps. Barbara Kidder, Cobleigh, Hager, Anthony Randall, Wolfsen, Hunt and Cecilia Winn, the day, illness.

Rep. Parr, illness in family.

INTRODUCTION OF GUESTS

Teresa and Kenneth Mackillop of Lancaster, guests of Rep. Burns.

Paul Danforth and Mr. & Mrs. Lewis of High Point, N.C., husband and parents of Rep. Danforth.

Mrs. Claire Rager, daughter of Rep. Baker.

Alphonse Smilikis, retired road agent from Hudson, guest of Rep. Baker.

RECESS

Rep. French requested a quorum count.

221 having answered the call, a quorum was present.

SUSPENSION OF RULES

Rep. Sara Townsend moved that the rules of the house be so far suspended as to allow members and staff to remove their coats.

Adopted by the necessary two-thirds.

Rep. French moved cloture on all veto messages and other bills and resolutions to come before the house, debate to be limited to one hour equally divided.

Motion lost.

Rep. French moved that cloture be 40 minutes equally divided on all veto messages and other bills and resolutions to come before the house.

Rep. Record moved to amend the French motion to 30 minutes equally divided on all veto messages and other bills and resolutions to come before the house.

Amendment adopted.

Motion adopted.

VETO MESSAGE

June 3, 1976

To The Honorable Members
of the General Court

Pursuant to Article 44, Part II of the Constitution, I return herewith House Bill 46 with my objections to its enactment indicated below.

1. This is a discriminatory bill in that it singles out the Director of the State Police for an immediate pay raise of \$3,850 which would make his salary \$24,500.

While conceding that the Director of State Police might be deserving of a pay raise of over \$300 per month, the same could be said of many others in the unclassified state service against whom this bill discriminates.

2. It would substantially increase the pay of the Director of State Police above that of

others of equal position and responsibility in the Department of Public Safety.

The pay scale of the heads of divisions in this department and that of the Commissioner would, with this raise for the Director of State Police, be as follows:

Commissioner	\$25,044
Deputy Commissioner	21,043
Asst. Commissioner	18,709
Director of State Police	24,500
Director of Motor Vehicles	19,953
Director of Safety Services	16,416

Passage of this bill would say to other dedicated and efficient heads of branches of state government, "if you want a raise you'll have to have political clout."

3. I believe that all unclassified personnel should have their renumeration and responsibilities carefully reviewed and evaluated, and that the next regular session of the Legislature should enact a "1977 Fair Unclassified Pay Act."

I would favor an increase in the pay of the Director of State Police if all others in the unclassified service were given equal consideration.

4. Too many inequities already exist in the pay of unclassified personnel. This bill would only add to and perpetuate the problem.

Respectfully,
Meldrim Thomson, Jr.

Reps. Anthony Stevens, McLane, Carswell, Ryan, Spirou and French spoke in favor of overriding the veto.

Reps Lawton, George Wiggins and James Murray spoke against overriding the veto. Question being shall HB 46 pass notwithstanding the Governor's veto.

(Speaker Presiding)
YEAS 189 NAYS 117
YEAS 189

BELKNAP COUNTY

Beard, Bowler, Brouillard, French, Hildreth, Mansfield and Nighswander.

CARROLL COUNTY

Russell Chase, Claflin and Conley.

CHESHIRE COUNTY

Close, Cooke, Cournoyer, Anne Gordon, Ladd, William Lynch, Marshala, Milbank, Proctor, Ramsey, Russell, Scranton, Anthony Stevens and Wells.

COOS COUNTY

Cooney, Craggy, Drake, Fortier, Horton, Poulin, Valliere and Wiswell.

GRAFTON COUNTY

Chambers, Cynthia Clark, Copenhaver, Cornelius, Fimlaid, Gemmill, Mann, Taylor, Bruce Townsend and Ward.

HILLSBOROUGH COUNTY

Ahern, Airley, Alter, Baker, Belanger, Bishop, Bragdon, Carswell, Corser, Margaret Cote, Coutermarsh, Crotty, Cullity, Philip Currier, Forsaith Daniels, Day, Drewniak, Joseph Eaton, Favreau, Fleisher, Nancy Gagnon, Gardner, Philip Heald, George Healy, Edmund Keefe, Lachance, LaPlante, Lyons, Martel, McGlynn, Milne, Morgan, Morage, Fred Murray, Nardi, Normand, O'Neil, Orcutt, Arnold Perkins, Peters, Polak, Record, Reidy, Seamans, Shea, Leonard Smith, Kenneth Spalding, Spirou, Sullivan, Sweeney, Theriault, Tropea, Vahon, Van Loan, Wallin, Wheeler, John Winn, Withington, Woodruff and Zechel.

MERRIMACK COUNTY

Chris Andersen, Ayles, Castaldo, Raymond Chase, Cushman, Eugene Daniell, Estee, Gamache, Haller, Hanson, Harriman, Hess, Kenison, McLane, McNichol, Noble, Plourde, Ralph, Rich, Riley, Ryan, Sherman and Underwood.

ROCKINGHAM COUNTY

Bisbee, Blanchette, William Boucher, Briggs, Campbell, Casassa, Collins, Collishaw, Thomas Connors, Cressy, Charles Cummings, Cunningham, Grace DeCesare, Eastman, Flanagan, Gage, Gaskill, Gorman, Gould, Greene, Hoar, Hobbs, Kelley, Krasker, Lockhart, Maynard, McEachern, Niebling, Michael O'Keefe, Page, Parolise, Peterson, Reese, Richards, Rogers, Sayer, Splaine, Stimmell and George Thibeault.

STRAFFORD COUNTY

Bernard, Shirley Clark, Walter Desmarais, Hebert, Horrigan, Joos, Kincaid, Lessard, McManus, Rod O'Connor, Robillard, Rowell, Ruel, Sackett, Torrey and White.

SULLIVAN COUNTY

Brodeur, Desnoyer, Frizzell, LeBrun, Lucas, Mahoney, Roma Spaulding, Sara Townsend and Tucker.

NAYS 117

BELKNAP COUNTY

Lawton, Leary, Marsh, James Murray, Kenneth Randall and Young.

CARROLL COUNTY

Roderick Allen, Dickinson, Fullam, Howard, Kenneth Smith and Towle.

CHESHIRE COUNTY

Ames, Francis Callahan, Fillback, Cleon Heald, Johnson, Nims, Turner and Whipple.

COOS COUNTY

Burns, Huggins, Victor Kidder, George Lemire, Mabel Richardson and York.

GRAFTON COUNTY

Ira Allen, Altman, Richard Bradley, Buckman, George Cate, W. Murray Clark, Gaylord Cummings, Myrl Eaton, Logan and Pepitone.

HILLSBOROUGH COUNTY

Ackerson, Barrett, Bednar, Belcourt, Emile Boisvert, Wilfrid Boisvert, Boyd, Burke, Carter, Corey, Joseph Cote, Kendall Cote, William Desmarais, Dwyer, Clyde Eaton, Gabrielle Gagnon, Granger, Salvatore Grasso, Howard Humphrey, Karnis, Lawrence, MacDonald, Martineau, McLaughlin, Miller, Morrisette, Timothy O'Connor, Paradis, Reardon, Henry Richardson, Andre Simard, Sing, P. Robert Thibeault and Harold Thomson.

MERRIMACK COUNTY

Bartlett, Laurent Boucher, John Cate, Milton Cate, Chandler, Christensen, Alice Davis, James Humphrey, William Kidder, Millard, Packard, Shepard and Doris Thompson.

ROCKINGHAM COUNTY

Barka, Dame, Danforth, Roy Davis, Ellis, Erler, Griffin, King, MacGregor, Scamman, Schwaner, Constance Simard, Skinner and Tavitian.

STRAFFORD COUNTY

Appleby, Bouchard, Canney, Donnelly, Habel, Joncas, Kimball, Maloomian, Osgood, Parnagian, Parshley, Pray, Preston, Tibbetts, Tripp and Winkley.

SULLIVAN COUNTY

Barrus, Burrows, Olden and George Wiggins,

and the motion failed lacking the necessary two-thirds.

SENATE MESSAGE
VETO OVERRIDEN

SB 44, relative to changes in the fuel adjustment charges of public utilities, establishing a legislative utility consumers' council and making an appropriation therefor. (See SJ June 10 for veto message)

Reps. Cornelius, Proctor, Leonard Smith and French spoke in favor of overriding the veto.

Reps. George Wiggins and Chandler spoke against overriding the veto.

Question being shall SB 44 pass notwithstanding the Governor's veto.

Reps. Forsaith Daniels, Erler, Seaman, Sackett and Howard Humphrey abstained from voting under Rule 16.

(Speaker Presiding)
YEAS 234 NAYS 75
YEAS 234

BELKNAP COUNTY

Beard, Bowler, Brouillard, French, Hildreth, Lawton, Mansfield, Marsh, James Murray, Nighswander and Kenneth Randall.

CARROLL COUNTY

Roderick Allen, Russell Chase, Clafin, Conley, Dickinson and Kenneth Smith.

CHESIRE COUNTY

Close, Cooke, Anne Gordon, Cleon Heald, Ladd, William Lynch, Marshala, Milbank, Proctor, Ramsey, Russell, Scranton, Anthony Stevens and Wells.

COOS COUNTY

Burns, Cooney, Craggy, Drake, Fortier, Horton, Victor Kidder, George Lernire, Poulin, Valliere, Wiswell and York.

GRAFTON COUNTY

Ira Allen, George Cate, Chambers, Cynthia Clark, Copenhaver, Cornelius, Firmlaid, Gemmill, Mann, Taylor, Bruce Townsend and Ward.

HILLSBOROUGH COUNTY

Ackerson, Ahern, Ainley, Alter, Baker, Bednar, Belanger, Bishop, Wilfrid Boisvert Bragdon, Burke, Carswell, Corey, Corser, Joseph Cote, Margaret Cote, Coutermash, Crotty, Cullity, Philip Currier, Day, Drewniak, Joseph Eaton, Favreau, Fleisher, Gabrielle Gagnon, Nancy Gagnon, Gardner, Granger, George Healy, Edmund Keefe, LaPlante, Lyons, MacDonald, Madigan, Martel, McGlynn, McLaughlin, Miller, Morgan, Morgrage, Morrisette, Fred Murray, Nardi, Normand, O'Neil, Orcutt, Arnold Perkins, Peters, Polak, Record, Reidy, Shea, Sing, Leonard Smith, Spirou, Sullivan, Sweeney, Theriault, Tropea, Vachon, Van Loan, Wallin, Wheeler, John Winn, Withington, Woodruff and Zechel.

MERRIMACK COUNTY

Chris Andersen, Bartlett, Laurent Boucher, Castaldo, Milton Cate, Raymond Chase, Christensen, David Currier, Cushman, Eugene Daniell, Alice Davis, Estee, Gamache, Haller, Harriman, Hess, James Humphrey, Kenison, William Kidder, McLane, McNichol, Noble, Plourde, Ralph, Rich, Riley, Ryan, Sherman, Tarr, Doris Thompson and Underwood.

ROCKINGHAM COUNTY

Barka, Bisbee, Blanchette, William Boucher, Briggs, Casassa, Collins, Collishaw, Thomas Connors, Cressy, Charles Cummings, Cunningham, Dame, Grace DeCesare, Eastman, Ellis, Flanagan, Gage, Gaskill, Gillis, Gorman, Gould, Greene, Griffin, Hoar,

Hobbs, Kashulines, Kelley, King, Krasker, Lockhart, MacGregor, Maynard, McEachern, Niebling, Michael O'Keefe, Parolise, Peterson, Reese, Richards, Rogers, Sayer, Skinner, Splaine, Stimmell, Tavitian and George Thibeault.

STRAFFORD COUNTY

Appleby, Bernard, Shirley Clark, Walter Desmarais, Habel, Hebert, Horrigan, Joncas, Joos, Kincaid, Lessard, Maloomian, McManus, Rod O'Connor, Parshley, Robillard, Rowell, Ruel, Tibbets, Torrey, White and Winkley.

SULLIVAN COUNTY

Brodeur, Burrows, Desnoyer, Frizzell, LeBrun, Lucas, Mahoney, Olden, Roma Spaulding, Sara Townsend and Tucker.

NAYS 75

BELKNAP COUNTY

Leary and Young.

CARROLL COUNTY

Fullam, Howard and Towle.

CHESHIRE COUNTY

Ames, Francis Callahan, Cournoyer, Fillback, Johnson, Nims, Turner and Whipple.

COOS COUNTY

Huggins and Mabel Richardson.

GRAFTON COUNTY

Altman, Richard Bradley, Buckman, W. Murray Clark, Gaylord Cummings, Myrl Eaton, LaMott, Logan and Pepitone.

HILLSBOROUGH COUNTY

Barrett, Belcourt, Emile Boisvert, Boyd, Carter, Coburn, Kendall Cote, William Desmarais, Dwyer, Clyde Eaton, Salvatore Grasso, Philip Heald, Karnis, Lachance, Lawrence, Martineau, Milne, Timothy O'Connor, Paradis, Russell Perkins, Reardon, Henry Richardson, Andre Simard, Kenneth Spalding, P. Robert Thibeault and Harold Thomson.

MERRIMACK COUNTY

Ayles, John Cate, Chandler, Hanson, Millard, Packard and Shepard.

ROCKINGHAM COUNTY

Campbell, Danforth, Roy Davis, Page, Scamman, Schwaner and Constance Simard.

STRAFFORD COUNTY

Bouchard, Canney, Donnelly, Kimball, Osgood, Parnagian, Pray, Preston and Tripp.

SULLIVAN COUNTY

Barrus and George Wiggins,

and the bill passed by the necessary two-thirds.

Reps. Russell Perkins and Lachance who voted nay, notified the clerk they wished to be recorded in favor of the bill.

SENATE MESSAGE

Introduction of Senate Bill

First, second reading & referral

SB 60, relative to the power of Franconia College to grant degrees (Education).

SUSPENSION OF RULES

Rep. French moved that the rules of the house be so far suspended as to reference to committee and public hearing and permit the house to take action on SB 60 at the present time.

Rep. William Boucher spoke in favor of the motion.
Adopted by the necessary two-thirds.

Rep. French moved that SB 60, relative to the power of Franconia College to grant degrees, be ordered to third reading.

Adopted.

COMMITTEE REPORTS

SB 62, relating to financial security of horse and dog race licensees; relating to a temporary adjustment of the tax on dog racing, and making an adjustment in the tax on harness horse races. Majority: Ought to pass with amendment. (Reps. Drake and Philip Currier for the committee on Ways and Means and Appropriations; Minority: refer to the Committee on Ways and Means for interim study (Reps. Splaine, Normand and Anthony Stevens).

Rep. Drake offered a floor amendment to the committee report and explained the amendment.

AMENDMENT TO SB62

Amend the title of the bill by striking out same and inserting in place thereof the following:

AN ACT

relating to financial security of horse and dog race licensees; relating to a temporary adjustment of the tax on dog racing; and requiring a study of the tax on all race meets with pari-mutuel pools.

Amend RSA 284:23, V as inserted by section 6 of this bill by striking out same and inserting in place thereof the following:

V. Notwithstanding any other provisions of this chapter, for a period of 2 years commencing June 1, 1976 and ending May 31, 1978, the person, association or corporation licensed for the first time in 1976 to conduct a dog race or dog race meet shall pay to the state treasurer in lieu of the tax imposed by RSA 284:23, II-a the following provided, however, that this paragraph shall not apply on any day in which the total contributions to all pari-mutuel pools of the licensee exceeds \$75,000:

(a) Of the first \$30,000 of the total contributions to all pari-mutuel pools conducted or made at any dog race or dog race meet licensed hereunder, or fraction thereof, \$500.

(b) Of all contributions in said pari-mutuel pools in excess of \$30,000 but not in excess of \$40,000, \$50 for each \$1,000 or fraction thereof.

(c) Of all contributions to said pari-mutuel pools in excess of \$40,000 the same tax as is levied under RSA 284:23, II-a.

Amend the bill by striking out all after section 7 and inserting in place thereof the following:

8 Study Established. The house ways and means committee shall study the feasibility of changing the state tax on all race meets with pari-mutuel pools. Said committee shall report its findings to the house not later than January 1, 1977.

9 Effective Date. This act shall take effect upon its passage.

Rep. Drake explained the committee amendment.

Reps. Marsh, Lawton, Coutermarsh and French spoke in favor of the amendment.

Reps. Spirou and Wilfrid Boisvert spoke against the amendment.

A roll call was requested.

Sufficiently seconded.

Rep. Brouillard abstained from voting under Rule 16.

(Speaker Presiding)
YEAS 160 NAYS 136
YEAS 160

BELKNAP COUNTY

Ambrose, French, Lawton, Leary, Mansfield, Marsh, Nighswander, Kenneth Randall and Sabbow.

CARROLL COUNTY

Roderick Allen, Russell Chase, Conley, Fullam, Kenneth Smith and Towle.

CHESHIRE COUNTY

Francis Callahan, Cooke, Anne Gordon, Johnson, William Lynch, Russell, Scranton and Wells.

COOS COUNTY

Burns, Craggy, Drake, Fortier, Horton, Huggins, Victor Kidder, Poulin, Mabel Richardson, Valliere and Wiswell.

GRAFTON COUNTY

Altman, George Cate, Gaylord Cummings, Myrl Eaton, Fimlaid, Gemmill, LaMott, Mann and Ward.

HILLSBOROUGH COUNTY

Ahern, Ainley, Alter, Bednar, Belcourt, Boyd, Bragdon, Burke, Carter, Coburn, Corser, Joseph Cote, Coutermash, Philip Currier, Forsaith Daniels, Day, Clyde Eaton, Favreau, Fleisher, Nancy Gagnon, Howard Humphrey, Karnis, Edmund Keefe, Lawrence, Lyons, McLaughlin, Miller, Milne, Morgan, Morgage, Morrisette, Fred Murray, O'Neil, Orcutt, Arnold Perkins, Russell Perkins, Peters, Polak, Record, Henry Richardson, Andre Simard, Leonard Smith, Theriault, P. Robert Thibeault, Van Loan, Wallin, Wheeler, John Winn, Woodruff and Zechel.

MERRIMACK COUNTY

Ayles, John Cate, Milton Cate, Chandler, Christensen, Eugene Daniell, Alice Davis, Gamache, Harriman, Hess, James Humphrey, William Kidder, McNichol, Noble, Plourde, Rich, Sherman, Doris Thompson and Underwood.

ROCKINGHAM COUNTY

Barka, William Boucher, Casassa, Collishaw, Thomas Connors, Cressy, Charles Cummings, Cunningham, Dame, Danforth, Eastman, Flanagan, Gaskill, Gillis, Gorman, Gould, Greene, Hobbs, Kelley, Maynard, Michael O'Keefe, Peterson, Scamman, Splaine, Tavitian and George Thibeault.

STRAFFORD COUNTY

Canney, Horrigan, Lessard, Maloomian, Parnagian, Robillard, Rowell, Ruel, Sackett, Tibbets, Torrey, Tripp and Winkley.

SULLIVAN COUNTY

Barris, Burrows, Frizzell, Lucas, Mahoney, Olden, Roma Spaulding, Tucker and George Wiggins.

NAYS 136

BELKNAP COUNTY

Bowler, Goyette and Hildreth.

CARROLL COUNTY

Claflin, Dickinson and Howard.

CHESHIRE COUNTY

Ames, Close, Cournoyer, Fillback, Cleon Heald, Ladd, Marshala, Milbank, Nims, Proctor, Anthony Stevens, Turner and Whipple.

COOS COUNTY

Cooney.

GRAFTON COUNTY

Ira Allen, Richard Bradley, Buckman, Chambers, Cynthia Clark, W. Murray Clark,

Copenhaver, Cornelius, Logan, Pepitone, Symons, Taylor and Bruce Townsend.
HILLSBOROUGH COUNTY

Ackerson, Baker, Barrett, Bernier, Bishop, Emile Boisvert, Wilfrid Boisvert, Carswell, Corey, Kendall Cote, Margaret Cote, Crotty, Cullity, William Desmarais, Joseph Eaton, Gabrielle Gagnon, Gardner, Granger, Salvatore Grasso, Philip Heald, George Healy, MacDonald, Madigan, Martel, Martineau, McGlynn, Nardi, Normand, Paradis, Rardon, Reidy, Seamans, Shea, Sing, Kenneth Spalding, Spirou, Sullivan, Sweeney, Harold Thomson, Tropea, Vachon and Withington.

MERRIMACK COUNTY

Bartlett, Laurent Boucher, Castaldo, Raymond Chase, Cushman, Haller, Kenison, Millard, Packard, Ralph, Riley, Ryan, Shepard and Tarr.

ROCKINGHAM COUNTY

Bisbee, Blanchette, Campbell, Collins, Roy Davis, Grace DeCesare, Ellis, Erler, Gage, Hoar, King, Krasker, MacGregor, McEachern, Niebling, Page, Parolise, Reese, Richards, Rogers, Sayer, Schwander, Constance Simard, Skinner and Stimmell.

STRAFFORD COUNTY

Appleby, Bernard, Bouchard, Walter Desmarais, Donnelly, Habel, Hebert, Joncas, Joos, Kimball, Kincaid, McManus, Rod O'Connor, Osgood, Parshley, Pray, Preston and White.

SULLIVAN COUNTY

Brodeur, Desnoyer, LeBrun and Sara Townsend,
and the amendment was adopted.

Rep. Ryan, who voted nay, notified the clerk that he intended to vote yea.

Rep. Eugene Daniell offered an amendment.

The clerk read the amendment in full.

Rep. Eugene Daniell spoke to his amendment.

Amendment failed.

Rep. Splaine moved that SB 62 be recommitted to the committee on Ways and Means for interim study and spoke to his motion.

Reps. Cunningham and Coutermarsh spoke against the Splaine motion.

Rep. Splaine requested a roll call.

Sufficiently seconded.

Rep. Brouillard abstained from voting under Rule 16.

(Speaker Presiding)

YEAS 70 NAYS 232

YEAS 70

BELKNAP COUNTY

Bowler, Goyette and Hildreth.

CARROLL COUNTY

Claflin.

CHESHIRE COUNTY

Ames, Close, Milbank, Proctor and Anthony Stevens.

COOS COUNTY

Cooney, George Lemire, Poulin and Valliere.

GRAFTON COUNTY

Chambers, Copenhaver, Cornelius, Symons and Taylor.

HILLSBOROUGH COUNTY

Bishop, Carswell, Corser, Margaret Cote, Day, Joseph Eaton, Fleisher, Gabrielle Gagnon, Gardner, Martel, McGlynn, Nardi, Normand, O'Neil, Reidy, Andre Simard, Leonard Smith, Spirou, Sweeney, Withington and Woodruff.

MERRIMACK COUNTY

Castaldo, Raymond Chase, Eugene Daniell, Haller, Hess and Kenison.

ROCKINGHAM COUNTY

Blanchette, Campbell, Collins, Grace DeCesare, Hoar, Kashulines, Krasker, Lockhart, Michael O'Keefe, Parolise, Reese, Splaine and George Thibeault.

STRAFFORD COUNTY

Appleby, Habel, Hebert, Horrigan, Lessard, McManus, Robillard, Sackett and White.

SULLIVAN COUNTY

Frizzell, Roma Spaulding and Sara Townsend.

NAYS 232

BELKNAP COUNTY

Ambrose, French, Lawton, Leary, Mansfield, Marsh, James Murray, Nighswander, Kenneth Randall and Sabbow.

CARROLL COUNTY

Roderick Allen, Russell Chase, Conley, Dickinson, Fullam, Howard, Kenneth Smith and Towle.

CHESHIRE COUNTY

Francis Callahan, Cooke, Cournoyer, Fillback, Anne Gordon, Cleon Heald, Johnson, William Lynch, Marshala, Nims, Scranton, Turner, Wells and Whipple.

COOS COUNTY

Burns, Craggy, Drake, Fortier, Horton, Huggins, Victor Kidder, Mabel Richardson, Wiswell and York.

GRAFTON COUNTY

Ira Allen, Altman, Richard Bradley, Buckman, George Cate, Cynthia Clark, W. Murray Clark, Gaylord Cummings, Myrl Eaton, Fimlaid, Gemmill, LaMott, Logan, Mann, Pepitone, Bruce Townsend and Ward.

HILLSBOROUGH COUNTY

Ackerson, Ahern, Ainley, Alter, Baker, Barrett, Bednar, Belanger, Belcourt, Emile Boisvert, Wilfrid Boisvert, Boyd, Bragdon, Burke, Carter, Coburn, Corey, Joseph Cote, Kendall Cote, Coutermarsh, Crotty, Cullity, Philip Currier, Forsaith Daniels, William Desmarais, Drewniak, Dwyer, Clyde Eaton, Favreau, Nancy Gagnon, Granger, Salvatore Grasso, Philip Heald, George Healy, Howard Humphrey, Karnis, Edmund Keefe, Lachance, LaPlante, Lawrence, Lyons, MacDonald, Madigan, Martineau, McLaughlin, Miller, Milne, Morgan, Morgrage, Morrisette, Fred Murray, Orcutt, Paradis, Arnold Perkins, Russell Perkins, Peters, Polak, Reardon, Record, Henry Richardson, Seaman, Shea, Sing, Kenneth Spalding, Sullivan, Theriault, P. Robert Thibeault, Harold Thomson, Tropea, Vachon, Van Loan, Wallin, Wheeler, John Winn and Zechel.

MERRIMACK COUNTY

Ayles, Bartlett, Laurent Boucher, John Cate, Milton Cate, Chandler, Christensen, David Currier, Alice Davis, Gamache, Harriman, James Humphrey, William Kidder, McLane, McNichol, Millard, Packard, Plourde, Ralph, Rich, Riley, Ryan, Shepard, Sherman, Tarr, Doris Thompson and Underwood.

ROCKINGHAM COUNTY

Barka, Bisbee, William Boucher, Casassa, Thomas Connors, Cressy, Charles Cummings, Cunningham, Dame, Danforth, Roy Davis, Eastman, Ellis, Erler, Flanagan, Gage, Gaskill, Gillis, Gorman, Gould, Greene, Griffin, Hobbs, Kelley, King, MacGregor, Maynard, McEachem, Niebling, Page, Peterson, Richards, Rogers, Sayer, Schwaner, Constance Simard, Skinner, Stimmell and Tavitian.

STRAFFORD COUNTY

Bernard, Bouchard, Canney, Shirley Clark, Walter Desmarais, Donnelly, Joncas, Joos, Kimball, Kincaid, Maloomian, Osgood, Parnagian, Parshley, Pray, Preston, Rowell, Ruel, Tibbetts, Torrey, Tripp and Winkley.

SULLIVAN COUNTY

Barrus, Brodeur, Burrows, Desnoyer, LeBrun, Lucas, Mahoney, Olden, Tucker, and George Wiggins,

and the motion lost.

Question being on the adoption of the committee report.

Adopted.

SB 62 was ordered to third reading.

Rep. French moved that the House now adjourn from the early session, that the business of the late session be in order at the present time, that the reading of bills be by title only, resolutions by Caption only, and that all bills ordered to third reading, be read a third time by this resolution and that all titles of bills be the same as adopted, and that they be passed at the present time,

LATE SESSION**Third reading and final passage**

SB 62, relating to financial security of horse and dog race licensees; relating to a temporary adjustment of the tax on dog racing, and making an adjustment in the tax on harness horse races.

SB 60, relative to the power of Franconia College to grant degrees.

RECONSIDERATION

Rep. Coutermash moved reconsideration whereby the house passed SB 62, relating to financial security of horse and dog licensees; relating to a temporary adjustment of the tax on dog racing; making an adjustment in the tax on harness horse races, and spoke against the motion.

Reconsideration lost.

The subcommittee on Resolutions and Screening having approved its introduction, Reps. Sara Townsend, Read, Roderick O'Connor and Rogers offered the following:

HOUSE CONCURRENT RESOLUTION NO. 6

establishing a special committee to study tax reform at all levels of government.

Resolved by the Senate and House of Representatives in General Court convened:

Whereas, equitable and fair taxation for all citizens has been and will continue to be a principal goal of good government at all times; and

Whereas, in New Hampshire the present tax structure combined with the proliferation of new fees and license permits is not a solution to our fiscal difficulties but simply a continuation of old inequities and regressive taxes; and

Whereas, the present real estate property tax has long been recognized as inequitable and unfair constitutes a cruel and inequitable burden upon all citizens of moderate or slender means, whether living on their own homesteads or in rented quarters; and

Whereas, concerned citizens for many years have repeatedly brought to the attention of the governor of our state and various legislative leaders the inequity of the present tax structure and have been assured for years of their understanding and of their willingness to correct those inequities, but the results have been the same — no significant tax reform; and

Whereas, the fiscal events of 1975 have brought the monetary situation of New

Hampshire into sharp focus causing great distress to our citizenry; now therefore be it

Resolved by the Senate and House of Representatives in General Court convened
That

I. There is hereby established a special committee to study tax reform, to study, report and recommend legislation to reform the entire tax structure of this state, including possible methods of broadening the tax base.

II. The special committee to study tax reform shall consist of:

(a) The president of the senate and the speaker of the house, or their designees.
(b) The minority leader of the senate and of the house, or their designees.

(c) The chairman of the house ways and means committee, the chairman of the senate committee on ways and means and administrative affairs, the chairman of the house appropriations committee and the chairman of the senate finance committee or their designees.

(d) Two representatives of the business community and two representatives of labor, one to be appointed by the speaker of the house and one to be appointed by the president of the senate.

(e) Three representatives of town, city and county government appointed by the New Hampshire Municipal Association.

(f) Six representatives of the general public; 3 appointed by the president of the senate, and 3 appointed by the speaker of the house.

(g) The person serving as chairman of the Legislative Council of the New Hampshire chapters of the American Association of Retired Persons and the National Retired Teachers Association, or his designee.

III. The committee shall hold public hearings throughout the state and may subpoena witnesses and administer oaths and compel the production of papers and documents necessary to its study.

IV. The committee shall organize and commence its study not later than 30 days after passage of this resolution. If any appointive position on the committee is not filled within 30 days after passage of this resolution, the members of the committee as then constituted shall fill such position by majority vote.

V. The committee shall submit its findings and recommendations to the general court no later than December 6, 1976.

The clerk read the resolution in full.

Reps. Morrissette, Plourde, Lawton, Barrus and George Wiggins spoke against the resolution.

Reps. Sara Townsend and Lyons spoke in favor of the resolution.

Rep. Sayer moved that HCR 6 be indefinitely postponed and spoke to his motion.

Rep. Milton Cate requested a roll call.

Sufficiently seconded

(Speaker Presiding)

YEAS 181 NAYS 120

YEAS 181

BELKNAP COUNTY

French, Lawton, Leary, Mansfield, Marsh, James Murray and Young.

CARROLL COUNTY

Roderick Allen, Russell Chase, Claflin, Conley, Dickinson, Fullam, Howard and Towle.

CHESTER COUNTY

Ames, Francis Callahan, Cournoyer, Fillback, Cleon Heald, Johnson, Nims, Turner and Whipple.

COOS COUNTY

Burns, Cooney, Craggy, Fortier, Huggins, Victor Kidder, George Lemire, Mabel Richardson, Valliere and York.

GRAFTON COUNTY

Ira Allen, Altman, Richard Bradley, Buckman, George Cate, W. Murray Clark, Gaylord Cummings, Myrl Eaton, Gemmill, LaMott, Logan and Pepitone.

HILLSBOROUGH COUNTY

Ackerson, Ahern, Ainley, Alter, Baker, Barrett, Bednar, Bernier, Wilfrid Boisvert, Boyd, Burke, Carter, Coburn, Kendall Cote, Coutermarsh, Crotty, William Desmarais, Drewniak, Dwyer, Clyde Eaton, Joseph Eaton, Favreau, Gabrielle Gagnon, Nancy Gagnon, Granger, Salvatore Grasso, George Healy, Howard Humphrey, Karnis, Edmund Keefe, Lachance, Lamy, LaPlante, Lawrence, MacDonald, Madigan, Martel, Martineau, McLaughlin, Miller, Morrissette, Timothy O'Connor, Paradis, Arnold Perkins, Russell Perkins, Peters, Polak, Reardon, Record, Henry Richardson, Shea, Andre Simard, Sing, Kenneth Spalding, Spirou, Sullivan, Sweeney, Theriault, P. Robert Thibeault, Harold Thomson, Tropea, Vachon, John Winn and Withington.

MERRIMACK COUNTY

Ayles, Laurent Boucher, John Cate, Milton Cate, Chandler, David Currier, Eugene Daniell, Gamache, James Humphrey, Millard, Noble, Packard, Plourde, Ralph, Riley, Ryan, Shepard, Sherman and Doris Thompson.

ROCKINGHAM COUNTY

Barka, Benton, Bisbee, William Boucher, Collishaw, Cressy, Charles Cummings, Dame, Danforth, Roy Davis, Grace DeCesare, Ellis, Erler, Gaskill, Gillis, Kashulines, Kelley, King, MacGregor, Page, Sayer, Scamman, Schwaner, Constance Simard, Skinner, Tavitian, and George Thibeault.

STRAFFORD COUNTY

Bernard, Bouchard, Canney, Donnelly, Hebert, Joncas, Kimball, Maloomian, Osgood, Parnagian, Parshley, Pray, Preston, Rowell, Ruel, Tripp and Winkley.

SULLIVAN COUNTY

Barris, Brodeur, Burrows, Desnoyer, LeBrun, Mahoney, Olden and George Wiggins.

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Ambrose, Bowler, Brouillard, Goyette, Hildreth, Kenneth Randall and Sabbow.

CHESHIRE COUNTY

Close, Cooke, Anne Gordon, Ladd, William Lynch, Marshala, Milbank, Proctor, Scranton and Anthony Stevens.

COOS COUNTY

Drake, Horton, Poulin and Wiswell.

GRATON COUNTY

Chambers, Cynthia Clark, Copenhaver, Cornelius, Fimlaid, Mann, Symons, Taylor, Bruce Townsend and Ward.

HILLSBOROUGH COUNTY

Belanger, Belcourt, Bishop, Carswell, Corey, Corser, Joseph Cote, Margaret Cote, Cullity, Philip Currier, Forsaith Daniels, Day, Fleisher, Gardner, Philip Heald, Lyons, McGlynn, Milne, Morgan, Morgage, Nardi, Normand, O'Neil, Orcutt, Reidy, Seamans, Leonard Smith, Van Loan, Wallin, Wheeler, Woodruff and Zechel.

MERRIMACK COUNTY

Castaldo, Raymond Chase, Christensen, Haller, Hanson, Harriman, Hess, Kenison, William Kidder, McLane, McNichol, Rich and Underwood.

ROCKINGHAM COUNTY

Blanchette, Campbell, Casassa, Collins, Thomas Connors, Eastman, Flanagan, Gage, Gorman, Gould, Greene, Hoar, Hobbs, Krasker, Lockhart, Maynard, McEachern, Niebling, Michael O'Keefe, Parolise, Peterson, Reese, Richards, Rogers, Splaine and Stimmell.

STRAFFORD COUNTY

Appleby, Shirley Clark, Walter Desmarais, Horrigan, Joos, Kincaid, Lessard, McManus, Rod O'Connor, Robillard, Sackett, Torrey and White.

SULLIVAN COUNTY

Frizzell, Lucas, Roma Spaulding, Sara Townsend and Tucker, and HCR 6 was indefinitely postponed.

The subcommittee on Resolutions and Screening having approved its introduction, Reps. Roberts, French and Spirou and Sens. Jacobson, Brown and Downing offered the following.

HOUSE CONCURRENT RESOLUTION NO. 7

commending the secretary of state, Robert L. Stark

Resolved by the Senate and House of Representatives in General Court convened:

Whereas, Robert L. Stark, of Goffstown embarked on a career of service with the New Hampshire General Court thirty-nine years ago in 1937, and

Whereas, he served the 1937 and 1939 sessions as an attache in the House, and

Whereas, he was elected Assistant Clerk by the House for six terms in the Sessions of 1941 through 1951, and

Whereas, having been found eminently qualified, he was elected House Clerk by the 1953 and 1955 Legislatures, and

Whereas, his performance in those roles was so exemplary that he was selected Deputy Secretary of State in 1957, and

Whereas, he succeeded to the office of Secretary of State on February 4, 1960, and subsequently elected by the 1961 General Court to that office, and

Whereas, his execution of the duties of his constitutional office has met with the approval of seven succeeding Legislatures so that he is currently serving his eighth term, and

Whereas, he has given notice he will not seek re-election, now therefore be it

Resolved, by the 1975 General Court, in Special Session convened that Robert L. Stark's devotion to duty, his ever-ready attention to the requests and needs of the Legislature, his just and unprejudiced administration of elections, his unending patience deserve the commendation of the Legislature, and be it further

Resolved, that the afore-mentioned traits are consistent with those of General John Stark, a leader of New Hampshire men in their struggle for independence and a direct forebearer of the present Secretary of State, and be it further

Resolved, that a suitable copy of these resolutions be prepared for presentation to Robert L. Stark.

Reps. Spirou and French spoke in favor of the resolution.

Unanimously adopted.

The subcommittee on Resolutions and Screening having approved its introduction, Reps. French and Spirou offered the following:

HOUSE RESOLUTION NO. 16

Whereas, members of the General Court since 1966 have come to expect the cheerful countenance of Mrs. Eileen Smith, RN, and State House Nurse, and

Whereas, legislators, attaches and all state employees working in the Capitol com-

plex have the comfort of knowing their ills — whether real or imagined — would receive her capable and tender ministrations, and

Whereas, her prolonged absence has driven home the extent to which her smile and presence meant the hours spent legislating, working or serving were less dreary, and

Whereas, she recently tendered her resignation for reasons of health, now therefore be it

Resolved, by the House of Representatives in Special Session convened, that Eileen Smith's exemplary service merits the heartfelt thanks of every member who had need of her services, which she performed so faithfully, and be it further

Unanimously adopted.

Resolved, that the best wishes of her best friends, "patients", and colleagues hopefully will assist in making her retirement years more enjoyable with the realization of what her friendship meant to all of us, and be it further

Resolved, that a suitable copy of these resolutions be prepared for presentation to her.

UNANIMOUS CONSENT

Reps. Morgan, Drake and Benton addressed the house by unanimous consent.

SENATE MESSAGES

REFUSES TO CONCUR IN HOUSE AMENDMENT

REQUESTS COMMITTEE OF CONFERENCE

SB 62, relating to financial security of horse and dog race licensees; relating to a temporary adjustment of the tax on dog racing; and making an adjustment in the tax on harness horse races.

The President appointed Sens. Sagiotes, Trowbridge, Blaisdell and Downing.

CONCURRENCE

HCR 5, establishing a committee to study the need of the General Court for nursing and first aid services at late night sessions.

ENROLLED BILLS REPORT

SB 60, relative to the power of Franconia College to grant degrees.

Mabel L. Richardson For The Committee

Rep. Plourde moved that the house not accede to request of Senate on SB 62 and spoke to his motion.

Adopted.

SENATE MESSAGE

CONCURRENCE

HCR 7, commending the secretary of state, Robert L. Stark.

UNANIMOUS CONSENT

Rep. French addressed the house by unanimous consent.

Rep. Spirou moved that the house adjourn to the call of the Speaker.

Reps. Lawton, Hanson and French spoke against the motion.

Rep. Spirou withdrew his motion.

Rep. Plourde moved that the house recess to the call of the Speaker for the purpose of receiving enrolled bills reports only.

Adopted.

RECESS

1976 Special Session
INTERIM STUDY COMMITTEES

HB 5, providing for the defense and indemnification of state officers and employees against claims and civil actions arising out of acts committed while in the course of their employment and within the scope of their authority.

House Judiciary

HB 11, relative to the administrative procedures act.

Senate Executive Departments, Municipal and County Governments

HB 31, relative to the size, appointment and qualifications of the fish and game commission and providing for the appointment and removal of the executive director of the fish and game department.

House Fish and Game

HB 33, guaranteeing freedom of speech, full right of criticism and disclosure for all state employees.

Senate Judiciary

HB 37, to create and provide police powers for a New Hampshire hospital security force.

House Judiciary

HB 40, relative to the exemption from taxes for governmental property used or occupied by a railroad.

House Ways and Means

House Resolution No. 8, relative to establishment of a program of voluntary paper recycling.

2 members to be appointed by the speaker

2 members to be appointed by the minority leader

House Resolution No. 10, relative to gasoline surplus to dealer franchisees.

7 member subcommittee of the House Transportation Committee
appointed by the Speaker of the House

House Resolution No. 13, relating to investigation of certain state departments and agencies.

Special committee appointed by the Speaker of the House
(No more than 4 of which shall be affiliated with the
same political party)

SB 15 (Chapter 9, Laws of 1976), continuing the solid waste committee.

Time extention for final report (July 1, 1977)

SB 16, relative to money deposited for the future use or rental of a motion picture film.

Senate Banks and Insurance

SB 26, relative to a driver alcohol retraining program and relating to the restoration of driving privileges upon a finding of not guilty of driving under the influence of intoxicating liquors or controlled drugs.

Committee not specified

SB 30, amending the qualification requirements for the directors of the divisions of public health services, welfare and mental health within the department of health and welfare.

House Health and Welfare

SB 31, relative to limited credits for retailers, vendors, and sub-jobbers of tobacco products and increasing the license fees for wholesalers and sub-jobbers and retailers of tobacco products.

Joint Committee: Senate Ways and Means and Administrative Affairs and Energy and Consumer Affairs

SB 32, relative to the land sales full disclosure act.

Joint Committee: Energy and Consumer Affairs and Executive Departments, Municipal and County Governments

SB 34, to permit the taking of depositions by means of video tape recordings.

House Judiciary

SB 39, requiring credit card companies to notify credit card holders whenever their records are disclosed to any federal or investigatory agency under court order or subpoena.

House Judiciary

SB 41, permitting the placement of persons in need of supervision in certain shelter care facilities.

Senate Judiciary

SB 42 (Chapter 46, Laws of 1976), amending the laws relative to obscenity and exposing minors to harmful materials and requiring the house and senate judiciary committees to study the need for additional changes in pornography laws.

House and Senate Judiciary

SB 44 (Chapter 58, Laws of 1976), relative to changes in fuel adjustment charges of public utilities, establishing a legislative utility consumers' council and making an appropriation therefor.

4 councilors appointed by the president of the senate

4 councilors appointed by the speaker of the house

SB 46, authorizing the commissioner of safety to grant certain department of safety employees police powers for certain circumstances.

Senate Transportation

SB 48 (Chapter 37, Section 6, XVII, Laws of 1976): Land Use Review, Land acquisition study and building energy utilization review project.

Office Space Study Committee

SB 49, relative to the operation of the print shop in the office of the commissioner of resources and economic development.

Legislative Facilities Committee

SB 51, relative to the liability of a husband or wife for payment of the other spouse's resident tax.

House Judiciary

SB 58, to provide for the licensing of plumbers and making an appropriation therefor.

Senate Executive Departments, Municipal and County Governments

SB 59, relative to the authority of the state board of education to remove or to authorize the employment of superintendents, assistant superintendents, teacher consultants and business administrators.

House Education

SB 61, relative to the payment of the residence tax in order to obtain an operators license or register a motor vehicle under the staggered registration system.

House Judiciary

SB 63, establishing a committee to make recommendations to the governor relative to judicial appointments.

Senate Judiciary

Senate Resolution No. 4, establishing a committee to study the making of state policy by the governor and executive council.

5 Senators appointed by the President of the Senate

Senate Resolution No. 5, establishing a committee to study classified state employee system.

5 senators appointed by the president of the Senate

ATTEST

James A. Cleggeller
Clerk

HOUSE JOURNAL SUBJECT INDEX

The index on the pages immediately following refers to bills, joint resolutions and concurrent resolutions by number. Other subject matter including roll calls and house resolutions have references to page numbers.

The numerical index following this index gives the page references to all action on numbered bills, joint resolutions, and concurrent resolutions.

The abbreviations listed below are used in this subject index.

adop	adopted
am	amended, amendment
intro	introduced, introduction
LT	laid on table
RC	roll call
res	resolution
S Ct	Supreme Court
SO	special order
study	referred to interim study committee

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To find a bill by its subject see the Subject Index immediately preceding this index. All matters not contained in bills, joint resolutions or concurrent resolutions will be found in Subject Index.

The abbreviations listed below are used in the Numerical Index:

adop	adopted	nonconc	nonconcurred
am	amended, amendment	opin	opinion
Approp	referred to Appropriations	psd	passed
com	committee	RC	roll call
conc	concurred	rcmt	recommit, recommitted
conf	conference committee	recon	reconsidered, reconsideration
Died	not reported out of committee	rej	rejected
enr	enrolled	rep	report
ext	committee extension granted	req	request, requested
intro	introduced, introduction	S	Senate
IP	indefinitely postponed	S Ct	Supreme Court
jt	joint committees	SO	Special Order
K	killed	study	referred to interim study committee
LT	laid on table		

HOUSE BILLS

HB 1 Making a supplemental appropriation to the election account of the secretary of state. (Lyons of Hil. 13)

New title: Making a supplemental appropriation to the state treasurer, retirement division for the state share of the normal contribution and re group I disability retire-

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36, am 103-104, psd 134, nonconc S am, conf, 183, 189, rep adop 206, enr 231 (Chapter 35)

HB 2 Providing for the payment of related expenses from fees collected by the secretary of state in performing the decennial renewal of voluntary corporation charters. (Lyons of Hil. 13)

First new title: Making a supplemental appropriation to the operating budget of the secretary of state for expenses related to the decennial renewal of voluntary corporation charters.

Second new title: Making supplemental appropriations to certain state agencies; amending the law re the use of revenue sharing funds and re agreements under the Trade Act of 1974.

36, am 104-105, psd 134, nonconc S am, conf 183, 189, rep adop 203, 206, enr 232 (Chapter 34)

HB 3 To redefine professional nursing to include the performance of certain medical functions in collaboration with physicians or dentists licensed in other states. (Benton of Rock. 2)

New title: To redefine professional nursing to include the performance of certain medical functions in collaboration with physicians or dentists licensed in other states and Canada.

36, am 54-55, psd 68, S conc 71, enr 72 (Chapter 5)

HB 4 To alter the minimum mental illness coverage requirements under major medical and non-major medical accident and health insurance. (Clark of Str. 4)

New title: To alter the minimum mental illness coverage requirements under major medical and non-major medical accident and health insurance and to decrease grants to community mental health services.

36, am & Approp (3RC's) 42-49, am (RC) 140-146, psd 164, nonconc S am, conf (2 RC's) 197-200, rep adop (RC) 207-208, enr am 232, enr 233 (Chapter 57)

HB 5 Providing for the defense and indemnification of state officers and employees against claims and civil actions arising out of acts committed while in the course of their employment and within the scope of their authority. (Hager of Mer. 21, O'Connor of Str. 18)

36, study 55, 248

HB 6 Improving the benefits under the present health plan and increasing the state's payment of group hospital and medical insurance for state employees and making an appropriation therefor. (O'Connor of Str. 18)

New title: Improving the benefits under the present health plan and increasing the state's payment of group hospital and medical insurance for state employees and certain university system employees and making an appropriation therefor.

36, am (RC) 151-154, psd 164, conc S am 188, enr 201 (Chapter 50)

HB 7 Making municipalities in the Winnipesaukee River basin eligible to receive federal funding assistance for lateral sewer construction. (French of Bel. 1, Beard of Bel. 9)

New title: Defining the responsibility for the planning of sewerage projects in the Winnipesaukee River basin; defining project allocation under P.L. 92-500; and mak-

ing an appropriation for algae control in the surface waters of the state. 36, am 123-125, psd 134, nonconc S am, conf 183-184, 189, rep adop 203, enr 221 (Chapter 43)

HB 8 Making a supplemental appropriation to the operating budget of the state prison for riot related expenses. (Heald of Ches. 14)

New title: Making a supplemental appropriation to the operating budget of the state prison for riot related and other expenses and changing the operating budget of the N.H. youth development center.

37, am 105-109, psd 134, conc S am 184, enr 201 (Chapter 41)

HB 9 Making a supplemental appropriation to the operating budget of the state prison. (Heald of Ches. 14)

37, K 109

HB 10 Making an appropriation to reimburse mental health agencies under the medicaid program. (Spaulding of Sul. 4)

New title: Making an appropriation to reimburse mental health facilities under the medicaid program.

37, am 109-110, psd 134, conc S am 184, enr 201 (Chapter 36)

HB 11 To require legislative approval before a rule promulgated by an administrative agency may take effect. (Wiggins of Sul. 8)

New title: Re the administrative procedures act.

37, ext 40, am 74-77, psd 100, study (S) 182, 248

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37, IP (RC) 60-62

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37, K 55

HB 14 Increasing the operating budget for the New Hampshire transportation authority; and restoring funds for the position of executive director of the authority and making an appropriation therefor. (Lawrence of Hil. 15 et al)

37, K 60

HB 15 Regulating the transportation of hazardous cargo. (Krasker of Rock. 22 et al)

37, K 60

HB 16 Legalizing a special town meeting in Newmarket. (Blanchette of Rock. 14)

First new title: Legalizing the regular town meeting in the towns of Rye, Lee, Exeter, Enfield, Alton and Madbury; legalizing several town meetings in the town of Woodstock; legalizing the special town meeting in Newmarket, legalizing a meeting of the Belknap county convention and authorizing the town of Carroll to borrow money to meet operating expenses.

Second new title: Legalizing certain meetings in the towns of Rye, Lee, Exeter,

Enfield, Ellsworth, Alton, Madbury, Newmarket and Woodstock; legalizing a meeting of the Belknap county convention; authorizing the town of Carroll to borrow money for operating expenses; authorizing restaurant beverage licenses in New Hampton; naming the state owned bridge in Hooksett, the "Hooksett memorial bridge"; and redefining the term "open space land" as used in the current use taxation law.

37, rcmt 57, am 84-86, psd 100-101, nonconc S am, conf 184, 189, rep adop (RC) 204-206, enr am 229, enr 233 (Chapter 47)

HB 17 Providing opportunity in public education without discrimination. (Day of Hil. 26 et al)

37, am & Approp (RC) 51-53, IP (2 RC's) 129-132, recon rej 133

HB 18 Establishing maximum noise levels for motorboats. (Leary of Bel. 4)

37, am 59-60, psd 69, S conc 71, enr 72 (Chapter 6)

HB 19 Requiring local approval for any major development in a town. (Stevens of Ches.

1 et al)

37, K 57

HB 20 Increasing the mileage rate for all state officials and employees required to use their private cars in the conduct of official business for the state and making an appropriation therefor. (Hildreth of Bel. 7, Lessard of Str. 20)

37, K 110

HB 21 Making an appropriation for operating and capital expenses of the division of mental health and the New Hampshire Hospital. (Nighswander of Bel. 2)

New title: Making an appropriation for operating and capital expenses of the department of health and welfare.

37, am & Approp 57-58, am 127-129, psd 134, nonconc S am, conf 183, 189, rep adop 204, enr am 229, enr 233 (Chapter 55)

HB 22 Authorizing the payment of a shift differential to certain employees of the New Hampshire hospital, re the medical-dental staff of New Hampshire hospital and making an appropriation therefor. (Underwood of Mer. 18, Cushman of Mer. 9)

New title: Authorizing the payment of a shift differential to employees of the New Hampshire hospital and the Laconia state school and training center, re the medical-dental staff of New Hampshire hospital and making an appropriation therefor.

Second new title: Re the medical-dental staff of N.H. hospital.

37, am & Approp 53-54, am 110-111, psd 134, S conc 182, enr am 201-202, enr 221 (Chapter 44)

HB 23 Redefining the term wild land in the current use taxation law. (Taylor of Graf. 9 et al)

37, K 60

HB 24 Making an appropriation for capital improvements. (Daniels of Hil. 25 et al)

37, am & Approp 58-59, am & SO 125-126, am & SO 137-138, am (3 RC's) 146-151, psd 164, conc S am 188, enr 201 (Chapter 38)

HB 25 To permit certain towns to use open pit incinerators. (French of Bel. 1)

New title: Relative to extension of time limits for eliminating burning dumps in certain towns.

37, am 53, psd 68, S con 71, enr 72 (Chapter 7)

HB 26 Re the organizational convening of the general court. (Benton of Rock. 2, Milne of Hil. 25)

38, am 55-57, psd 69, nonconc S am, conf 189, 191, rep adop 203, enr 226 (Chapter 45)

HB 27 Making statutory changes in the fiscal policies of state agencies. (Roberts of Bel.

4)

38, K 111

HB 28 Re resolving deadlocks in certain closely held corporations and authorizing the superior court to appoint a receiver for such corporations in the event a deadlock is not resolved. (Stimmel of Rock. 1)

38, K 55

HB 29 Repealing the termination date of RSA 284:14-b re permitting the creation of public greyhound racing kennels. (Spirou of Hil. 27)

38, K 60

HB 30 Making a supplemental appropriation to the division of welfare for medical assistance to patients of public psychiatric institutions. (Drake of Coos 3)

New title: Making a supplemental appropriation to the division of mental health and the division of welfare for medical assistance recipients who are 65 years or older and are patients of psychiatric institutions.

38, am & psd 41-42, S conc 66, enr 67 (Chapter 2)

HB 31 Relative to the size, appointment and qualifications of the fish and game commission and providing for the appointment and removal of the executive director of the fish and game department. (Stimmell of Rock. 1, Blaisdell of Rock. 10)

40, study 78, 248

HB 32, Establishing an outdoor recreation planning program and making an appropriation therefor. (Orcutt of Hil. 8 et al)

First new title: Increasing the appropriation for the bureau of outdoor recreation grant eligibility program.

Second new title: Increasing the appropriation for the bureau of outdoor recreation grant eligibility program and providing that the office of comprehensive planning shall do the planning required for eligibility under the bureau of outdoor recreation program, re the outdoor recreation planning program; and increasing the appropriation for snow making and snow grooming.

40, am (RC) 111-113, psd 134, nonconc S am, conf 183, 189, rep adop 206, enr am 231, enr 233 (Chapter 54)

HB 33 Guaranteeing freedom of speech, full right of criticism and disclosure for all state employees. (Daniell of Mer. 13 et al)

40, am (RC) 78-80, psd 100, study (S) 182, 248

HB 34 Making supplemental appropriations to the state university system for fiscal year 1977. (Griffin of Rock. 19)

40, K 154

HB 35 Providing a \$10 per week pay increase for classified state employees and operating staff employees of the university system. (Spirou of Hil. 27 et al)
40, K 154

HB 36 To provide for one additional alternate for the superior court review division. (Brouillard of Bel. 7)
41, psd 80-81, 100, S conc 182, enr 187 (Chapter 25)

HB 37 To create and provide police powers for a New Hampshire hospital security force. (Brouillard of Bel. 7)
41, Approp 81, study 154, 248

HB 38 Amending RSA 173-A, the dangerous sexual offenders law. (Brouillard of Bel. 7)
41, psd 81, 100, S conc 187, enr 201 (Chapter 39)

HB 39 Making consistent the criminal code provisions dealing with presentence credit for confinement. (Chase of Car. 4)
41, psd 81, 100, S conc 182, enr 188 (Chapter 32)

HB 40 Relative to the exemption from taxes for governmental property used or occupied by a railroad. (Hoar of Rock. 8)
41, study 89, 248

HB 41, Authorizing the Manchester retirement board to incorporate by reference the Uniform Trustees' Powers Act. (Spirou of Hil. 27)
41, K 77

HB 42, To prohibit employment of illegal aliens and to correct a citation in the penalty provision of RSA 275-A. (Spirou of Hil. 27)

New title: To prohibit employment of illegal aliens, to correct a citation in the penalty provision of RSA 275-A and to remove licensing and employment restrictions on legal aliens.

41, am 84, psd 100, conc S am 184, enr 188 (Chapter 31)

HB 43, To add statutory construction provisions to the RSA chapter on the New Hampshire housing finance agency (Roberts of Bel. 4, Spirou of Hil. 27)

41, am 77, psd 100, S conc 182, enr 188 (Chapter 26)

HB 44 Amending a footnote to the current operating budget for the fish and game department. (Griffin of Rock. 19)

First new title: Extending the appropriation to complete fish and game hatchery at Milford to June 30, 1977.

Second new title: Extending the appropriation to complete fish and game hatchery at Milford to June 30, 1977; amending a footnote to the current operating budget for the fish and game department; repealing the provisions re fish and game unexpended fund balance; amending the provisions re fish and game control of expenditures; and providing for the continuation of the coho salmon program.

41, am 113-114, psd 134, nonconc S am, conf 183, 189, rep adop 203, enr 226 (Chapter 56)

HB 45 Increasing the salaries of classified state employees, seasonal and temporary

employees and operating staff of the university system and making an appropriation therefor. (Tucker of Sul. 4 et al)
41, K 154-155

HB 46 Increasing the salary of the director of state police and making an appropriation therefor. (Stevens of Ches. 1)
41, com changed 100, psd 158, 164, conc S am 188-189, enr 201, veto sustained (RC) 234-237

HB 47 Providing for the payment of wages by electronic fund transfer. (Skinner of Rock. 3)
41, am 84, psd 100, S conc 182, enr 201 (Chapter 48)

HB 48 Relative to changing the rate of the tobacco sale discount. (Parr of Rock. 12, Stevens of Ches. 1)
41, am 114-115, psd 134, S conc 182, enr 201 (Chapter 49)

HB 49 Providing for free distribution of the 1975 general court journals to members thereof. (Eaton of Hil. 1)
41, psd 115, 134, conc S am 191, enr 201 (Chapter 40)

HB 50 Providing that town meeting day shall be the second Tuesday in March. (Townsend of Sul. 1)
New title: Providing that town meeting day shall be the second Tuesday in March and providing that the N.H. presidential preference primary shall be first in the nation.
66, am 87, psd 101, S conc 182, enr am 190, enr 201 (Chapter 33)

HOUSE CONCURRENT RESOLUTIONS

HCR 1 Relative to supporting the re-enactment of the general revenue sharing program. (Roberts of Bel. 4 et al)
intro & adop 62-63

HCR 2 Instructing the secretary of state to notify town and city clerks not to use literacy tests in registering voters. (Sweeney of Hil. 34 et al)
intro & adop 65, 113, S conc 182

HCR 3 Continuing the select committees to study the election laws and the application of the same. (Chase of Car. 4)
intro & LT 191, 225, 231

HCR 4 Establishing procedures for committees of conference. (French of Bel. 1, Spirou of Hil. 27)
intro & adop 177-178

HCR 5 Establishing a committee to study the need of the general court for nursing and first aid services at late night sessions (Conley of Car. 3 et al)
intro & adop 226, S conc 247

HCR 6 Establishing a special committee to study tax reform at all levels of government (Townsend of Sull. 1 et al)
intro & IP (RC) 243-246

HCR 7 Commending the secretary of state, Robert L. Stark. (Roberts of Bel. 4 et al)
intro & adop 246, S conc 247

SENATE BILLS

SB 1 Delaying the effective date of health and accident insurance coverage for mental illness for 6 months.

12, suspension of rules rej (2 RC's) 15-19, K 49

SB 2 Specifying where the standard data files maintained by the supervisors of the checklist may be inspected by the public and modifying the time requirement for additions or corrections to the checklist.

15, ext 40, IP (2 RC's) 95-99

SB 3 Increasing the authorization for boiler replacement and authorizing repairs to the boiler house at the veterans' home.

15, psd 19, 22, enr 22 (Chapter 1)

SB 4 To make a supplemental appropriation for the veterans' home.

15, K 115

SB 5 To make mental illness coverage under health & accident insurance optional for insured groups and subscribers.

70, K 72

SB 6 Implementing the staggered registration system for private passenger vehicles.

15, psd 60, 69, enr 70 (Chapter 3)

SB 7 Permitting any state agency to return to the sender a check, draft or money order received as payment for a fee or license if the amount is incorrect or if application requirements have not been met.

69, psd 77, 100, enr 105 (Chapter 8)

SB 8 Making a supplemental appropriation to nurses registration board.

69, psd 115, 134, enr 135 (Chapter 13)

SB 9 Increasing the advertising budget of the liquor commission, regulating expenditures for advertising, and making an appropriation therefor.

70, am (2 RC's) 115-119, psd 134, S conc 136, enr am 182, enr 187 (Chapter 29)

SB 10 Repealing section 10-a of the Berlin city charter relative to absentee voting in the annual city elections and repealing the 5-day requirement for correction of the checklist in Berlin.

New title: Repealing section 10-a of the Berlin city charter relative to absentee voting in the annual city elections; providing for the adoption of RSA 60:31-39 relative to absentee voting in city elections and repealing the 5-day requirement for correction of the checklist in Berlin.

69, am 88, psd 101, S conc 136, enr 165-166 (Chapter 15)

SB 11 Redefining the term "master electrician" as used in RSA 319-C.

New title: Redefining the term "master electrician" as used in RSA 319-C and providing a credit for renewal of certain licenses.

69, am 77-78, psd 100, S conc 136, enr 166 (Chapter 16)

SB 13 Relative to the confidentiality of dental review committee proceedings.

New title: Re the confidentiality of dental peer review committee proceedings.

69, am 81, psd 100, S conc 136, enr 166 (Chapter 17)

SB 14 To allow a district court justice to establish the court clerk's salary.

69, psd (RC) 81-83, (RC) 101-103, enr 120 (Chapter 12)

SB 15, Continuing the solid waste committee.

69, psd 73, 100, enr 105, reporting time extended 249 (Chapter 9)

SB 16 Re money deposited for the future use or rental of a motion picture film study 249

SB 17 Providing funds for the sire stakes fund from a share of the tax on harness horse races; eliminating breakage payments to the sire stakes fund and reducing the holding period for unclaimed pari-mutuel tickets.

70, am 119-120, psd 134, S nonconc, conf 136-137, rep adop 184-185, 187, enr 201 (Chapter 52)

SB 18 Permitting the removal of contents of a safety deposit box by a surviving joint tenant without approval of the department of revenue administration.

New title: Re the access rights of survivors of a safety deposit box.

69, am 126-127, psd 134, S conc 136, enr am 182-183, enr 187 (Chapter 23)

SB 19 Making a supplemental appropriation for the bureau of markets in the department of agriculture.

69, psd 120, 134, enr 135 (Chapter 14)

SB 22 Permitting the liquor commission to purchase land in Manchester for locating a state liquor store, providing for emergency repairs in the boiler room at the N.H. youth development center and making appropriations therefor; and relative to the location of the troop A/substation of the state police.

New title: Amending the 1975 capital improvement projects by providing for emergency repairs in the boiler room at the N.H. youth development center and making an appropriation therefor; re the location of the state police troop A/substation; re a capital improvement project at Hampton Beach; and re capital improvements at Mount Monadnock-Gap Mountain.

70, am 120-122, psd 134, S nonconc, conf 137, new conf 206, rep adop 222, enr am 232, conf rep adop 232-233, enr 233 (Chapter 53)

SB 23 Reinstating Hesser college as a corporation and ratifying certain degrees granted by them.

69, psd 73, 100, enr 105 (Chapter 10)

SB 24 Amending the eligibility requirements to provide for Vietnam bonus payments to those veterans who are otherwise qualified but did not immediately return to New Hampshire upon discharge from military service.

New title: Re eligibility requirements for the Vietnam veterans bonus.

69, psd 72, Approp 100, psd 155, 164, enr am 183, enr 187 (Chapter 30)

SB 26 Re a driver alcohol retraining program and re the restoration of driving privileges upon a finding of not guilty of driving under the influence of intoxicating liquors or controlled drugs.

136, study 166-167, 249

SB 27 Making a supplemental appropriation to the bank commission, increasing the appropriation for the public defender system in Merrimack county and making a supplemental appropriation to the barbers' board.

New title: Making a supplemental appropriation to the bank commission, increasing the appropriation for the public defender system in Merrimack county, making a supplemental appropriation to the barbers board and making a supplemental appropriation for fiscal 1976 for the indigent defendant program.

69, am 122-123, psd 134, S conc 136, enr 166 (Chapter 19)

SB 28 Relative to the registration and operation of mopeds.

70, psd 89, 101, enr 120 (Chapter 4)

SB 29 Relative to licensing of diagnostic or treatment facilities.

70, psd 78, 100, enr 105 (Chapter 11)

SB 30 Amending the qualification requirements for the directors of the divisions of public health services, welfare and mental health within the department of health and welfare.

69, study 78, 249

SB 31 Re limited credits for retailers, vendors, and sub-jobbers of tobacco products and increasing the license fees for wholesalers and sub-jobbers and retailers of tobacco products.

study 249

SB 32 Re the land sales full disclosure act

study 249

SB 33 Upgrading professional staff requirements and certain buildings at Laconia state school to federal intermediate care facility standards and making an appropriation therefor.

70, am 155-157, psd 164, S conc 165, enr 179 (Chapter 21)

SB 34 To permit the taking of depositions by means of video tape recordings.

70, study 83, 249

SB 35 Re the sale of liquor and beverages by restaurants on outdoor patios and by non-profit performing arts facilities.

136, am 171-172, psd 179, S conc 182, enr 201 (Chapter 51)

SB 39 Requiring credit card companies to notify credit card holders whenever their records are disclosed to any federal or investigatory agency under court order or subpoena.

136, study 169, 249

SB 40 Amending a contributory pension system for employees of the city of Manchester, based on an actuarial study of contributions and payments to replace the existing pay-as-you-go system.

69, am 87-88, psd 101, S conc 136, enr am 182, enr 187 (Chapter 24)

SB 41 Permitting the placement of persons in need of supervision in certain shelter care facilities.

study 249

SB 42 Relative to the dissemination of hard-core pornographic materials.

New title: Amending the laws re obscenity and exposing minors to harmful materials.

Second new title: Amending the laws re obscenity and exposing minors to harmful materials and requiring the house and senate judiciary committees to study the need for additional changes in pornography laws.

69, rcmt 83, am 158-162, psd 164, S nonconc, conf 189-190, new conf 221, rep adop 222-223, enr 232, conf rep adop 233, study 250 (Chapter 46)

SB 43 Revising the economic poisons law.

New title: Revising the economic poisons law and permitting the application of mosquito larvae control compounds under certain conditions.

69, am 73, psd 100, S conc 136, enr am 182, enr 187 (Chapter 18)

SB 44 Relative to changes in the fuel adjustment charges of public utilities.

New title: Re changes in the fuel adjustment charges of public utilities and establishing a utility consumer's council.

Second new title: Re changes in the fuel adjustment charges of public utilities, establishing a legislative utility consumers' council and making an appropriation therefor.

70, am (2 RC's) 89-95, psd 100, recon rej 101, S nonconc, conf 192, rep adop 223-225, enr 232, conf rep adop 233, veto overridden (RC) 237-238, study 250 (Chapter 58)

SB 45 To increase the maximum interest payable on bonds issued by a housing authority.

71, psd 157, 164, enr 166 (Chapter 20)

SB 46 Authorizing the commissioner of safety to grant certain department of safety employees police powers for certain circumstances.

study 250

SB 47, Permitting the gross weight on the interstate highway system as authorized by

the Federal Aid Highway Amendments of 1974.
71, LT 161

SB 48 Re appropriations for capital improvements for certain state agencies and departments; decreasing the appropriation for maintenance repairs at the state prison and extending the 1973 highway betterment appropriation.
136, SO 167, am 175-177, psd 179, S nonconc, conf 192, rep adop 202-203, 206, enr 221, study 250 (Chapter 37)

SB 49, Re the operation of the print shop in the office of the commissioner of resources and economic development.
136, study 169, 250

SB 50 Re property tax exemptions allowed to surviving spouses of veterans and establishing the termination date of the Viet Nam conflict for veterans' exemption purposes.

New title: Re property tax exemptions allowed to surviving spouses and widows of veterans and establishing the termination date of Viet Nam conflict for veterans' exemption purposes.

71, am 157-158, psd 164, S nonconc, conf 165, rep adop 185-186, 187, enr 220 (Chapter 42)

SB 51 Re the liability of a husband or wife for payment of the other spouse's resident tax.
71, SO 161, study 166, 250

SB 52 To eliminate literacy tests for voters.
136, psd 172, 179, enr 181 (Chapter 28)

SB 53 Re workmen's compensation coverage for domestic employees.
136, K (RC) 170-171

SB 54 To give the superior court injunctive power over certain motor carrier activities.
136, psd 169, 179, enr 181 (Chapter 22)

SB 55 Re the payment of school building aid money to the Sanborn and Timberlane regional school districts and the Wakefield school district.
136, K (RC) 167-168

SB 57 Establishing the New Hampshire incentive program combining grants and loans and making an appropriation therefor.
136, am 168-169, psd 179, S conc 182, enr am 190, enr 191 (Chapter 27)

SB 58 To provide for the licensing of plumbers and making an appropriation therefor.
study 250

SB 59 Re the authority of the state board of education to remove or to authorize the employment of superintendents, assistant superintendents, teacher consultants and business administrators.
136, study 169, 250

SB 60 Re the power of Franconia College to grant degrees.
intro & psd 238-239, 243, enr 247 (Chapter 59)

SB 61 Re the payment of the residence tax in order to obtain an operator's license or register a motor vehicle under the staggered registration system.
182, 188, study 190-191, 250

SB 62 Re financial security of horse and dog race licensees; re a temporary adjustment of the tax on dog racing, and making an adjustment in the tax on harness horse races.
intro (3 RC's) 192-197, LT (2 RC's) 208-212, governor's address to House (2 RC) 212-216, referred to jt com to request S Ct opin 216-219, letter from governor and reply 221-222, S Ct req. (HR 15) 230-231, am (2RC's) 239-243, psd 243, S nonconc, conf, req rej 247

SB 63 Establishing a committee to make recommendations to the governor relative to judicial appointments
study 250

SENATE JOINT RESOLUTION

SJR 1 Establishing a special committee to study tax reform at all levels of government.
135, am (RC) 172-174, psd 179, S nonconc, conf 190, 192, rep adop 202, 206, enr 221 (Vetoed)

SENATE CONCURRENT RESOLUTION

SCR 1 To petition Congress to call a convention to propose an amendment to the United States Constitution to require a balanced federal budget, except in a national emergency.
70 (Died)

CONSTITUTIONAL AMENDMENT CONCURRENT RESOLUTION

CACR 1 Re: Override of Gubernatorial Vetoes. Providing that: The number of votes required be reduced to sixty percent of each house. (Joseph Eaton of Hil. 1)
38 LT (RC) 49-51

